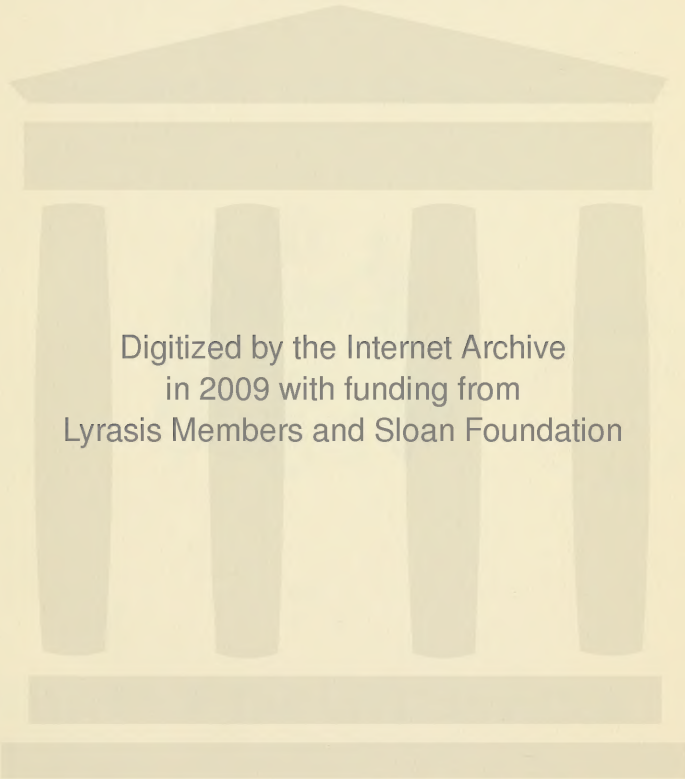


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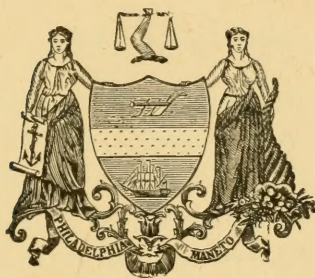
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CERTIFICATE.

CLERKS' OFFICE, SELECT AND COMMON COUNCILS.

Philadelphia, January 1, 1891.

WE HEREBY CERTIFY, That we have collated with and corrected by the original Ordinances on file in this Office the proof-sheets of the printed copies of this edition of the Ordinances of the City of Philadelphia, during the year ending December 31, 1890, and that the same are correct copies of the originals.

JOHN ECKSTEIN,

Clerk of Common Council.

JOSEPH H. PAIST,

Clerk of Select Council.

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ORDINANCES.

AN ORDINANCE

To authorize and regulate, upon conditions, the construction and operation of a system of elevated railroads by the Philadelphia and Reading Terminal Railroad Company, the Philadelphia and Reading Railroad Company, to compel the removal of certain service tracks, and to restrict the use of certain other surface tracks belonging to the said companies; and to authorize a contract concerning said matters between the City of Philadelphia and the said railroad companies.

WHEREAS, The Philadelphia and Reading Railroad Company and the Philadelphia and Reading Terminal Company, acting in pursuance of a plan to secure the erection of a system of elevated railroads for the better promotion of their chartered rights and of the public interests, have requested the City of Philadelphia to permit such an erection; and inasmuch as the same will interfere with the use by the public of the streets and highways unless made subject to necessary conditions and restrictions, and guarded by duly executed agreements, and plans thereof having been submitted for the purpose of securing the construction of said elevated railroads, subject to the necessary conditions and restrictions, it is deemed right that after said agreement shall have been duly executed and delivered, to concede to the said companies the erection of said elevated system of railroads upon the conditions and subject to the restrictions hereinafter set forth: *Provided*, That the said companies shall be taken as accepting the concessions upon the terms of performing and continuing to perform the conditions and of being permanently subject to the restrictions and of faithfully carrying out the terms of said contract, therefore:

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That upon the terms and conditions, and subject to the restrictions hereinafter set forth, and

so long as said conditions and restrictions shall be honestly and faithfully kept, performed and complied with the said railroad companies collectively and singly, and acting together or either one by itself be and they are hereby authorized to build and thereafter to operate an eight-track elevated railroad on private property from the north side of Arch street between Eleventh and Twelfth streets to the south side of Mark's lane, with necessary turnouts and sidings, and a four-track elevated railroad on private property from the south side of Mark's lane to a point at or near Ninth and Brown streets; and thence a four-track elevated road to a point on the line of the Philadelphia, Germantown and Norristown Railroad, near Glenwood avenue, upon the routes and at the places designated upon and in accordance with the plans filed with the Department of Public Works of the City of Philadelphia, which plans are hereby approved.

And for the purposes above specified the said railroad companies are authorized to enter upon and occupy, either by way of crossing or lengthwise, all public highways along which the said elevated railroad is authorized to be constructed: *Provided*, That the work in the construction of said elevated railroad shall be so done that the free use by the public, if the highways crossed are occupied, shall not be unreasonably or unnecessarily interfered with.

SECT. 2. That the railroads provided for in Section 1 shall be considered as but one continuous railroad from Arch and Twelfth streets to a point at or near Glenwood avenue, west of Broad street, at which point the said elevated railroad shall connect with the tracks of the Philadelphia, Germantown and Norristown Railroad Company, and at no other point; that the work of constructing said elevated railroad shall be commenced at the point where the elevated tracks shall begin to pass over the tracks of the Philadelphia, Germantown and Norristown Railroad Company, at or near Ninth and Brown streets, and shall continue therefrom northward and southward at the same time: *Provided*, That in case any portion of said work shall be stopped by judicial interference, then all of said work on every portion of said elevated railroad shall cease until said judicial interference shall be finally determined by the proper judicial tribunal; should said final determination result in a permanent stoppage of the building of any portion of said railroad, then the privileges and authority hereby

granted shall become null and void as to every portion of said railroad; that no work upon the said elevated railroad shall be commenced until after the execution and delivery of the contract by the Philadelphia and Reading Railroad Company and the Philadelphia and Reading Terminal Railroad Company, provided for by this ordinance; when begun it shall be pushed with all speed possible, and shall be fully completed and in good running order within three years from the delivery of said contract, unless judicially interfered with, when the time shall be extended for a period equal to the time occupied by said interference; should said companies fail to complete said railroad within the time herein specified, then the said companies shall pay into the City Treasury the sum of one thousand dollars (\$1,000) for each and every day over and above the said three years occupied in said completion; if either of said railroad companies herein named shall refuse to execute and deliver said contract with all the form necessary to a legal, binding obligation within ninety days from and after the approval of this ordinance, this ordinance shall be thereafter treated as null and void, and all rights thereunder shall cease; that the Mayor may be, and he is hereby authorized to execute the said contract on behalf of the City, and that the said railroad companies shall execute the same, with the assent of the stockholders of each company, duly convened with a form of assent legally binding upon them, and that the obligation of this ordinance upon the City shall be taken, to depend upon the faithful performance of the contract by the said railroad companies.

SECT. 3. It shall be the duty of the City Solicitor at any time, upon the complaint of responsible citizens or corporations, after delivery to him of a proper bond of indemnity to the City that any of the terms, conditions or restrictions of this ordinance, or of said contract, have been or are being violated, to investigate such complaint, and if reasonably satisfied that the same is well founded, to institute and prosecute proceedings in equity and at law, to compel the railroads to comply with said conditions and restrictions. The railroads shall be taken as accepting this ordinance upon the condition that, in case of proceedings for such violation, none of them will object to the issuance of a special injunction of a mandatory character if the Courts shall deem it right to issue the same. If in case any of the said railroads shall defend upon the

ground of want of power to execute said contract and to comply with the conditions of this ordinance, all their rights hereunder shall be suspended until such defense is withdrawn.

SECT. 4. That the said elevated railroads shall be built upon stone, brick or iron structures, as designated upon said plans, and crossing all highways with a clearance of headway not less than that indicated upon the said plans. The roads shall be built and the bridges built and screened upon the best methods of deadening sound, and all work shall be done subject to the approval of the Department of Public Works. That when the said elevated roads are built above surface tracks now laid, the elevated tracks shall be laid upon iron columns resting upon stone foundations which may be built under the sidewalks, but the top of the capstones of these foundations shall not extend above the surface of such sidewalks. Where necessary, the surface tracks now laid may be spread and readjusted to permit the erection of such columns. No piers or columns shall be erected in any part of the roadway of crossing streets located under any of said railroads nor upon the sidewalks at the crossing at Spring Garden street, west of Ninth street and Noble street, or on the sidewalk of any street sixty-six or less feet wide, which the said roads cross at right angles.

SECT. 5. That the railroads and bridges herein authorized to be constructed shall be, at all times, kept in good order, condition and repair by the companies owning them; and the said companies shall hold the City of Philadelphia harmless from liability or responsibility of any and all kinds growing out of their construction and use.

SECT. 6. That within one year after the completion of the elevated railroads all surface tracks, sidings and turnouts shall be removed from Ninth street between Willow street and the north side of Spring Garden street, and no surface tracks, sidings and turnouts of any sort or kind shall ever thereafter be laid on said street between the points named. The surface tracks in the vicinity of Broad street and Lehigh avenue are authorized to be shifted to the extent that it may be necessary to secure a proper construction of the approaches to the elevated tracks.

SECT. 7. That the Department of Public Works through the Board of Surveyors is hereby authorized to make all

changes of lines and grades necessary for the construction of the elevated railroads herein authorized to be built, but the companies building the same shall indemnify and save harmless the City from all losses of any sort or kind, direct or indirect, occasioned by or arising from said change of lines and grades from the construction and operation of said elevated railroads or from necessary alterations, removals or relocations of municipal works or otherwise, and they shall reimburse the City for all expenses to which it shall be put in making such alterations, removals or relocations. All land damages which may be assessed against the City by reason of said construction and operation, or of matters incidental thereto, shall be paid by the railroads.

SECT. 8. That before any work whatever hereby authorized shall be commenced by the railroads they shall enter into a joint and several bond to the City with sureties to be approved by the Mayor in a form to be approved by the City Solicitor in the penal sum of one million (1,000,000) dollars: *Conditioned*, for the faithful performance and observance of all the terms, conditions, provisions and restrictions of this ordinance and of the contract required by Section 12 hereof, and of all ordinances now in force or that may hereafter be passed for the government and regulation of the tracks and traffic of elevated and of surface railroads in the City of Philadelphia.

SECT. 9. That upon the request of any owner of property whose property will be taken, injured or destroyed, or any corporation whose tracks may be affected by the construction herein provided for, a lithographic copy of the plans filed in the Department of Public Works, under the first section hereof, shall be furnished at the cost of ten (10) dollars to the applicant, a printed copy of the contract costing five (5) dollars to the applicant and of the bonds costing three (3) dollars to the applicant. That the said railroad companies shall under the direction of the Department of Public Works repave with Belgian blocks the streets from which the surface tracks shall have been removed, and from the curb to the outside rail of Ninth street from Green street to Jefferson street, and they shall also light with electric light under all bridges crossing any of the highways.

SECT. 10. That upon the completion of the elevated railroads authorized by this ordinance, the remaining surface tracks, turnouts and switches upon the routes of the said

elevated tracks shall not be used for the conveyance of passengers and shall only be used for freight purposes between the hours of 10 o'clock P. M. and 6 o'clock A. M. daily for the period of two years thereafter, and between the hours of 12 o'clock midnight and 5 o'clock A. M. for the additional period of two years after the expiration of said first two years, and between the hours of 1 o'clock A. M. and 3 o'clock A. M. thereafter until the said surface tracks, turnouts, sidings and switches can be entirely removed by agreement with the Philadelphia, Germantown and Norristown Railroad Company or otherwise which the said Philadelphia and Reading Railroad Company and the Philadelphia and Reading Terminal Railroad Company shall endeavor to have accomplished as soon as it can be lawfully done. The said surface tracks, turnouts, sidings and switches shall be used as aforesaid under such rules and regulations that the street crossings shall not be unreasonably or unnecessarily blocked for use by the passenger railways crossing the same or by the public generally, and any violation of this section shall subject the offending company to a penalty of five hundred (500) dollars, to be recovered as like penalties are now recoverable, one-half of the penalty to go to the City and the other half to the prosecutor who, upon filing a bond of indemnity to the City, may use the City's name in a suit to recover such penalty and in which the prosecutor shall be required to prove only the fact that he was unreasonably blocked and delayed.

SECT. 11. That within one year after the completion of the elevated railroads authorized by this ordinance, the said Philadelphia and Reading Railroad Company shall abandon, and forever thereafter discontinue, the use of its passenger and freight station between Callowhill and Noble streets, and Thirteenth and Broad streets.

SECT. 12. Before this ordinance shall take effect, the said railway companies shall enter into a contract with the Mayor, stipulating their acceptance of all the conditions, restrictions and provisions contained in this ordinance, and expressly waiving all right and claims it may have to exemption from any of said conditions, restrictions or provisions by reason of any legal inability on the part of the City of Philadelphia or of these Councils to impose such conditions, restrictions or provisions, and shall also, within ninety (90) days from the final passage of this ordinance, enter into a contract and

agreement with the Mayor to do all and singular the matters and things in this ordinance mentioned on its part to be done, executed and performed; said contract and agreement to be in such form as the City Solicitor shall approve, that the companies herein named shall pay into the City Treasury the sum of fifty (50) dollars for printing and publishing this ordinance.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Approved the sixteenth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Wingohocking, Deal, Salmon, Bouvier, Clearfield, Thirteenth, Camac, Twelfth, Cleveland, Darien, Fairhill and Turner streets and Sedgley and Park avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay water-pipe in Wingohocking street, from Germantown avenue to Seventeenth street; Deal street, from Kensington avenue to Frankford Creek; Salmon street, from Buckius to Orthodox street; Bouvier street, from Ontario to Estaugh street; Clearfield street, from Broad street to Sedgley avenue; Sedgley avenue, from Clearfield street to Germantown avenue; Thirteenth street, from Clearfield street to Allegheny avenue; Camac street, from Allegheny to Sedgley avenue; Park avenue, from Clearfield street to Allegheny avenue; Twelfth street, from Sedgley to Allegheny avenue; Cleveland street, from Dauphin to York street; Darien street, from Sixteenth street east; Fairhill street, from Glenwood avenue to connecting railroad; and Turner street, from Glenwood avenue to connecting railroad.

Approved the eighteenth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Frankford and Southwark Philadelphia City Passenger Railroad Company to extend its tracks on Front, Cumberland, Jasper, Huntingdon, Fifth, Luzerne and Sixth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to the Frankford and Southwark Philadelphia City Passenger Railroad Company to extend its tracks northward on Front street to Lehigh avenue, to connect with its tracks on Lehigh avenue; eastward on Cumberland street, from Sixth to Jasper street, connecting with tracks of the company in the Depot at Kensington avenue and Cumberland street; on Jasper to Huntingdon street; on Huntingdon to Sixth street; on Fifth street, from Butler to Luzerne street; westward on Luzerne to Sixth street; on Sixth street southward to Lehigh avenue, to connect with the tracks of the company on said avenue, with the right to put in connections, frogs, curves, switches, turnouts and sidings, as may be necessary. The Department of Public Works is hereby authorized and instructed to grant the necessary permits to said company and furnish the lines and stakes for said construction. Before exercising any privileges under this ordinance the said company shall file with the Law Department an agreement in writing that they will comply with the ordinances relating to the occupancy of streets by passenger railway companies and pay the sum of fifty dollars into the City Treasury for the printing of this ordinance.

Approved the eighteenth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To release a certain property of the Good Intent Steam Fire Engine Company from the lien of a certain mortgage.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor be authorized to

execute a release of the lien of any mortgage held by the said City against the Good Intent Steam Fire Engine Company upon the premises situate on the southeast side of Allen street, one hundred and sixty-three (163) feet northeast of a certain fifteen (15) feet wide alley, called Farson's court, and containing in front on said Allen street forty (40) feet and extending at right angles therewith of that width seventy-five (75) feet to Collard's alley (G. W. C. 16, page 184), upon the payment of the principal sum with accrued interest and costs.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground situate at the northwest corner of Twentieth and Berks streets, in the Thirty-second Ward, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor is hereby authorized and directed to examine the title to all that certain lot or piece of ground situate at the northwest corner of Twentieth and Berks streets, in the Thirty-second Ward, containing in front on Berks street eighty feet, and seventy feet on Twentieth street, and if he approves of the same to cause a conveyance of the said lot or piece of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of twelve thousand (12,000) dollars.

SECT. 2. That the sum of twelve thousand (12,000) dollars be, and the same is hereby appropriated out of Item 38 in the annual appropriation to the Department of Public Safety (Bureau of City Property) for the year 1890, to pay for the lot of ground described in the first section hereof, and the warrants for the same shall be drawn in conformity with existing ordinances.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Philadelphia and Reading Railroad Company to erect a frame building or car shop on land on south side of Erie avenue, adjoining on the west the tracks of the North Pennsylvania Railroad, in the Thirty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Philadelphia and Reading Railroad Company to erect a frame building or car shop, covered with corrugated iron, one story high about one hundred and fifty six (156) feet long, and about eighteen (18) feet wide, on land on south side of Erie avenue, adjoining on the west the tracks of the North Pennsylvania Railroad, in the Thirty-third Ward: *Provided*, That the privilege hereby granted shall be revocable by the passage of an ordinance or resolution to that effect: *And provided further*, That the said company shall first pay into the City Treasury the sum of fifty (50) dollars for the printing of this ordinance.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to John Baird and son to erect a frame building rear of Twenty-fourth and Locust streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to John Baird and son to erect a frame building, one story high and about 50 x 25 feet wide, with tin roof, for the purpose of storing sand and coal in the rear of their property, at Twenty-fourth and Locust streets, in the Eighth Ward of the City of Philadelphia: *Provided*, That the sum of fifty (50) dollars be first paid into the City Treasury, for the publication of this ordinance: *Provided further*,

That the said building shall be removed at any time on the passage of a resolution or ordinance to that effect without notice.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Harrison Brothers & Company to erect a brick paned building within their works, Thirty-fourth street and Gray's Ferry road, in the Twenty-sixth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Harrison Brothers & Company are hereby granted permission to erect a two-story brick paned building, forty-three (43) feet by seventy (70) feet within their works, about one hundred and fifty (150) feet north from Gray's Ferry road, and about two hundred and forty (240) feet west from Thirty-fourth street, in the Twenty-sixth Ward: *Provided*, That the sum of fifty (50) dollars be first paid into the City Treasury for the publication of this ordinance: *And further provided*, That the said building shall be removed upon the passage of a resolution or ordinance to that effect without notice.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the authorities of the University of Pennsylvania to erect a temporary corrugated iron structure, with frame skeleton.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the authorities of the University of

Pennsylvania to erect a temporary frame structure two hundred feet long by one hundred feet wide, thirty feet high at the sides and fifty-five feet high in the centre, with corrugated iron covering, on the grounds of the said University, for the use of students for winter athletics: *Provided*, That the said building shall be removed on the passage of an ordinance or resolution to that effect, and that the said authorities of the University of Pennsylvania shall first pay into the City Treasury the sum of fifty (50) dollars for the publication of this ordinance.

Approved the twenty-seventh day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the stoning of State road, from Ferry lane to Torresdale Railroad Station, by the employment of the inmates of the House of Correction.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to make arrangements with the Board of Charities and Correction to furnish materials and have the necessary work done to stone State road, from Ferry lane to Torresdale Railroad Station as a country road.

SECT. 2. The Board of Charities and Correction is hereby authorized and directed to furnish the materials and labor required for said work. The cost of furnishing any labor and materials other than that procurable on the grounds of the House of Correction not to exceed five thousand (5,000) dollars, to be taken out of Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Hancock, Pomona, Green, East Tulpehocken, Freeland, North, Nineteenth, Penn and Harvey streets, East Walnut lane, St. Joseph's, Frankford and Wisteria avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized to enter into a contract with a competent paver or pavers for the paving of the following streets with New Cumberland, West Virginia, vitrified paving bricks, viz.: Hancock street, from Washington to Duval street, and Pomona street, from Hancock to Morton street, cost for intersections not to exceed four hundred and fifty (450) dollars; East Walnut lane, from Morton to Musgrove street, without a sewer being first constructed in said street, cost for intersections not to exceed six hundred and fifty (650) dollars; Green street, from Johnson to Upsal street, without a sewer being first constructed in said street, cost for intersections not to exceed twelve hundred and fifty (1,250) dollars; East Tulpehocken street, from Morton to Musgrove street, without a sewer being first constructed in said street, cost for intersections not to exceed three hundred and fifty (350) dollars. The following streets with New Cumberland, West Virginia, vitrified paving bricks, with pitch cemented joints, viz.: Freeland street, from Sumac street to the Park line, cost for intersections not to exceed one hundred and fifty (150) dollars; North street, from Seventy-second street to Island road, cost for intersections not to exceed one thousand (1,000) dollars. The following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: St. Joseph's avenue, from Seventeenth to Eighteenth street, cost to the City not to exceed twelve hundred (1,200) dollars; Frankford avenue, from Westmoreland street to Harrowgate lane, without a sewer being first constructed in said street, cost for intersections and unassessable property not to exceed three thousand two hundred (3,200) dollars; Nineteenth street, from Susquehanna avenue to within fifty feet of York street, cost for intersections and unassessable property not to exceed twelve hundred (1,200) dollars. The following streets with vitrified paving bricks, viz.: Penn street, from Knox to

Wayne street, without a sewer being first constructed in said street, cost for intersections not to exceed two hundred and twenty-five (225) dollars; Harvey street, from Green to Wayne street, without a sewer being first constructed in said street, cost for intersections not to exceed one hundred and eighty (180) dollars; Wisteria avenue, from Rubicam avenue to Baynton avenue, cost for intersections not to exceed six hundred and fifty (650) dollars. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend the ordinance entitled "An Ordinance to authorize the paving of Mascher, Chestnut, Jefferson, Wood, Main, Cresson, Penn, Boyer, Budd, Waterloo, Orianna, Leithgow, Morris, Tasker, Hicks, Mole and Berks streets," approved the 29th day of March, 1887.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An ordinance to authorize the paving of Mascher, Chestnut, Jefferson, Wood, Main, Cresson, Penn, Boyer, Budd, Waterloo, Orianna, Leithgow, Morris, Tasker, Hicks, Mole and Berks streets" be altered and amended by striking out all that relates to the paving of Boyer street, as follows: Boyer street, from Mount Airy avenue to McPherson street, in the Twenty-second Ward, with vitrified brick or other improved pavement, cost of intersections not to exceed one hundred and seventy-

three (173) dollars; and the owners of property on the line of said Boyer street, which is assessed at suburban or farm rates, shall first enter into an agreement to pay for said paving in front of their respective properties; and that the title be amended by striking thereout the word "Boyer:" *Provided*, The consent of the contractor, for doing said work, be first obtained in writing hereto, before this ordinance shall go into effect.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Bouvier, Camac, Gratz, Cleveland, Mervine, Warnock, Hutchinson, Fairhill, Lawrence, Tucker and Albanus streets, and Newbold avenue, upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan, Bouvier street, thirty feet wide, from Ontario street to Estaugh street, in the Twenty-eighth Ward; Camac street, fifty feet wide, from Rockland street to Wyoming avenue, in the Twenty-second Ward; Gratz street, fifty feet wide, from Diamond street to Susquehanna avenue, in the Thirty-second Ward; Gratz street, forty feet wide, from Dauphin street to York street, in the Twenty-eighth Ward; Cleveland street, thirty feet wide, from Dauphin street to York street, in the Twenty-eighth Ward; Mervine street, fifty feet wide, from Rockland street to Wyoming avenue, in the Twenty-second Ward; Warnock street, fifty feet wide, from Rockland street to Lindley avenue, in the Twenty-second Ward; Hutchinson street, fifty feet wide, from Rockland street to Lindley avenue, in the Twenty-second Ward; Fairhill street, fifty feet wide, from Lindley avenue to Duncannon avenue, in the Twenty-second Ward; Lawrence street, fifty feet wide, from Lindley avenue to Fisher's avenue, in the Twenty-second Ward; Tucker street, thirty feet wide, from Twelfth street to Thirteenth street in the Twenty-eighth Ward; Albanus street, fifty feet wide,

from old York road to Thirteenth street, in the Twenty-second Ward; Newbold avenue, forty feet wide, from Ruscomb street to Rockland street, in the Twenty-second Ward: *Provided*, That the owners of the ground within the lines of said streets shall first dedicate the same as public highways; or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting or agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Fowler, Devon, Waln, Cherry, Fiftieth, Forty-ninth and Twenty-fifth streets, and Roomfort avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Fowler street, from Jefferson to Fountain street, at a cost not to exceed five hundred and twenty-five (525) dollars; Devon street, from Gowen avenue to Roomfort avenue, at a cost not to exceed one thousand (1,000) dollars; Roomfort avenue, from Germantown avenue to Devon street, at a cost not to exceed one thousand five hundred (1,500) dollars; Waln street, from Unity to Tackawanna street, at a cost not to exceed two hundred and fifty (250) dollars; Cherry street, from Harrison to Dyre street, at a cost not to exceed one thousand (1,000) dollars; Fiftieth street, from Greenway avenue to Kingsessing avenue, at a cost not to exceed four hundred (400) dollars; Forty-ninth street, from Woodland avenue to Kingsessing avenue, at a cost not to exceed one thousand (1,000) dollars; Twenty-fifth street, from Christian to Carpenter street, at a cost not to exceed two hundred (200)

dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Hess, Weisbrod & Hess to bore an artesian well under their sidewalk.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to Hess, Weisbrod & Hess to bore an artesian well, eight inches in diameter, under the sidewalk in front of their property on Adams street, above Frankford avenue; the said work to be done in accordance with plans to be submitted to and approved by the Board of Highway Supervisors, under the approval and supervision of the Department of Public Works; the privilege hereby granted shall be revocable at any time, without notice, by the passage of a resolution or ordinance to that effect: *Provided*, That fifty (50) dollars shall first be paid into the City Treasury to pay for printing this ordinance.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Mansfield avenue, from Haines to Eastburn street, Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed

to notify the owners of property over and through which Mansfield avenue, from Haines to Eastburn street, Twenty-second Ward, will pass, that at the expiration of three months from the date of said notice said street will be required for public use.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said street, and at the expiration of the said three months, and upon the filing of the said bond, the Director of the Department of Public Works shall forthwith proceed to open said street.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place Twenty-fifth street, in the Thirty-second Ward, on the City Plan, from Berks to Diamond street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place Twenty-fifth street, from Berks to Diamond street, in the Thirty-second Ward, upon the City Plan: *Provided*, That all owners, not being bodies corporate, shall first dedicate their ground within the lines of the said street to the City.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines of Evergreen avenue, in the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines of Ever-

green avenue between Twenty-fourth street and the Chestnut Hill branch of the Philadelphia and Reading railroad: *Provided*, That the owners of the ground within the lines of the said street shall first dedicate the same as a public highway; or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades on Plan 230, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is authorized to revise Plan 230, in the Twenty-first Ward.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to place Bouvier, Como, Church, Colorado, Dover, Fifty-fifth, French, Irving, Jessup, Jefferson, Newkirk, Prescott, Sloan, Taney and Tivoli streets, Hollywood Myrtlewood and Merion avenues on the City Plan."

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to place Bouvier, Como, Church, Colorado, Dover,

Fifty-fifth, French, Irving, Jessup, Jefferson, Newkirk, Prescott, Sloan, Faney and Tivoli streets, Holleywood, Myrtlewood and Merion avenues on the City Plan," approved October 21, 1889, be so altered and amended as to read "Merion avenue, forty feet wide, from Fifty-fourth to Fifty-fifth street; Oxford street, fifty feet wide, from Lancaster avenue to Fifty-sixth street; Fifty-five-and-one-quarter street, and Fifty-five-and-one-half street, forty feet wide, from Hunter's lane to Oxford street," and by amending the title by adding the words "Oxford, Fifty-five-and-a-quarter, and Fifty-five-and-a-half streets," and that such portions of the said ordinance as may be inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Fifteenth, Sydenham and Whitby streets upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City plan Fifteenth street, thirty feet wide, from Indiana street to Whitby street in the Twenty-eighth Ward; Sydenham street, thirty feet wide, from Indiana street to Whitby street, in the Twenty-eighth Ward, and Whitby street, thirty feet wide, from Sydenham street to Fifteenth street, in the Twenty-eighth Ward: *Provided*, That the owners of the ground within the lines of said streets shall first dedicate the same as public highways; or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Twenty-first and Jefferson streets and Pulaski avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Twenty-first street, from Susquehanna avenue to York street, Twenty-eighth Ward, with granite, Pennsylvania or Lambertville blocks, and gravel joints, cost for intersections not to exceed eight hundred (800) dollars; Jefferson street, from Washington to Jackson street, Twenty-first Ward, with granite, Pennsylvania or Lambertville blocks, and pebble and pitch cemented joints, without a sewer being first constructed in said street, cost for intersections not to exceed four hundred and eighty (480) dollars; Pulaski avenue, from Cheltenham avenue to School street, Twenty-second Ward, with vitrified paving bricks, without a sewer being first constructed in said street, cost for intersections and unassessable property not to exceed two hundred and seventy-five (275) dollars. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to lay gas-pipe on the following streets, viz.: Wolf street, from Ninth to Broad street; Tenth street and Thirteenth street, from Jackson street to Moyamensing Avenue; Eleventh street, from Snyder avenue to Moyamensing avenue; Twelfth street, from Winton street to Moyamensing avenue; Jackson street, from Tenth street to one hundred and fifty feet east of Thirteenth street; Moyamensing avenue (south side), between Fifth and Sixth streets; Fifth street, from Jackson to Wolf street; Jackson street, from Fourth to Fifth street, in the First Ward; Dean street, from Canby to Locust street, in the Eighth Ward; Continental avenue, from Twenty-sixth to Taney street; Taney street, from Brown street to Continental Avenue, in the Fifteenth Ward; Mower street, between Allen's lane and Leverington street; Mt. Pleasant avenue, from Boyer to Devon street; East Walnut lane, from present terminus, to connect with Chew street; East Tulpehocken street, from present terminus, to connect with Chew street, in the Twenty-second Ward; Fiftieth street, from Aspen to Seneca street; Fifty-first street, from Westminster to Wyalusing avenue; Fifty-third street, from Vine to Race street; State street and Union street, from Popular to Eaglesfield street; Fairmount avenue or Silverton Avenue, from Somerset to Forty-second street, in the Twenty-fourth Ward; Emerald street, from Culvert to Westmoreland street; Allegheny avenue, between Emerald street and Kensington avenue; Weikel street, from Allegheny avenue to Clearfield street; Kensington avenue (east side), between Clearfield and Orleans street; Sepviva street, between Venango and Tioga streets; Witte street, between Venango and Tioga streets; Kensington avenue (east side), between Lehigh avenue and Somerset street, in the Twenty-fifth Ward; Eighteenth street, from Passyunk avenue to Ritner street; Ritner street, from Eighteenth to Mendenhall street, in the Twenty-sixth Ward; Seventeenth street (east side), from York to Cumberland street; Cumberland street (south side), from Sixteenth to Seventeenth street; York street (north side), from Sixteenth to

Seventeenth street; Gratz street, between Dauphin and York streets; Nevada street, from Twenty-ninth street one hundred and ten feet westward; Sixteenth street (east side), from Susquehanna avenue to Dauphin street, in the Twenty-eight Ward; Woodstock street, from Montgomery avenue to Berks street, in the Thirty-second Ward; Front street, from Cambria to Westmoreland street, in the Thirty-third Ward; Forty-ninth street, from Lancaster avenue to Merion avenue; Merion avenue, from Forty-ninth street to Girard avenue; Lancaster avenue, from Jefferson to Fifty-sixth street; Fifty-first street, from Lancaster avenue to Master street, in the Thirty-fourth Ward.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to lay gas-pipe on the following streets, viz.: Wolf, Daley and Tree streets, from Fourth to Fifth street; Sixth street (east side), from Jackson to Wolf street, in the First Ward; Jefferson street, between Duval and Johnson streets; Willow avenue, from Price street to Cheltenham avenue; Shoemakers' court, north from Laurel street one hundred and ninety feet; Graver's lane, from Twenty-seventh to Thirtieth street; Mount Pleasant avenue, from present terminus (about one hundred feet) to McCallum street, in the Twenty-second Ward; Westminster avenue from Forty-eighth to Fifty-second street; Parrish street, from Lancaster avenue to Brooklyn street; Hoopes street, from Forty-fifth to Forty-sixth street, in the Twenty-fourth Ward; Bancroft street, south of Moore and east into Sixteenth street; Thirteenth street (east side), from Reed to Crumback street, in the Twenty-sixth Ward. Paschal avenue from Forty-eighth street to Gray's Ferry road; Hanson street, from Woodland avenue to Paschal avenue; Forty-ninth

street, from Greenway avenue to Kingessing avenue; Chester avenue, from West Chester Railroad to Fiftieth street; Fiftieth street, from Greenway avenue to Springfield avenue, in the Twenty-seventh Ward; Fifth street, from Venango to Butler street; Lawrence street, from Erie avenue to Butler street; Ardrie street and Carey street, from Fifth to Lawrence street in the Thirty-third Ward.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Frankford avenue, Lawrence, Mutter, Cambria, Waterloo, Mascher, Philip and Westmoreland streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Frankford avenue, from Vanango to Culvert street, at a cost not to exceed nine hundred (900) dollars; Lawrence street, from Ontario to Westmoreland street, at a cost not to exceed four hundred and fifty (450) dollars; Mutter street, from Somerset to Indiana street, at a cost not to exceed four hundred and sixty (460) dollars; Cambria street, from Front to Second street, at a cost not to exceed nine hundred (900) dollars; Waterloo street, from Cambria to Gurney street, at a cost not to exceed one hundred and seventy (170) dollars; Mascher street, from Cambria to Gurney street, at a cost not to exceed eight hundred (800) dollars; Philip street, from Somerset to Indiana street, at a cost not to exceed three hundred and fifty (350) dollars; Westmoreland street, from Fifth to Sixth street, at a cost not to exceed two hundred and fifty (250) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or prop-

erly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Cambria and Thompson streets, intersections on Twentieth street, between Dauphin and York streets; Thirty-first and Dakota streets, Dover and Herman streets, and Forty-ninth street and Woodland avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks, and gravel joints, viz.: Cambria street, from Germantown avenue to Sixth street, cost for intersections and unassessable property not to exceed five thousand seven hundred (5,700) dollars; Thompson street from Taney to Twenty-seventh street, cost for intersections and unassessable property not to exceed five hundred and fifty (550) dollars; intersections on Twentieth street, between Dauphin and York streets, cost not to exceed seven hundred (700) dollars; intersection of Thirty-first and Dakota streets, cost not to exceed three hundred and fifty (350) dollars; intersection of Dover and Herman streets, cost not to exceed one hundred and seventy-five (175) dollars; unpaved portion of intersection of Forty-ninth street and Woodland avenue, cost not to exceed six hundred (600) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and

that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the surfacing of Southampton road, between Byberry Meeting House and Bensalem pike, in the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be authorized and directed to enter into a contract for furnishing, delivering and spreading broken stone on Southampton road, between Byberry Meeting House and Bensalem pike, in the Twenty-third Ward, at a cost not to exceed two hundred (200) dollars, the amount to be taken from Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways.)

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Bowman, Seventeenth, Fifteenth, Warnock, Hanson, Forty-ninth, Waterloo and Bower streets, and Sunnyside and Allegheny avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or

pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: Bowman street, from Cresson to Thirty-fifth street, without a sewer being first constructed in said street, cost for intersections not to exceed one hundred and twenty-five (125) dollars; Seventeenth street, from Erie avenue to Pulaski avenue, no cost for intersections; Fifteenth street, from Allegheny avenue to Ontario street, cost for intersections not to exceed nine hundred (900) dollars. The following streets with New Cumberland, West Virginia, vitrified bricks, pitch cemented joints, viz.: Sunnyside avenue, from Cresson to Thirty-fifth street, without a sewer being first constructed in said street, cost for intersections not to exceed seventy-five (75) dollars; Warnock street, from Indiana street to Germantown avenue, cost for intersections not to exceed one hundred (100) dollars; Hanson street, from Woodland avenue to Paschall avenue, without a sewer being first constructed, cost for intersections not to exceed five hundred (500) dollars; Forty-ninth street, from Philadelphia, Wilmington and Baltimore Railroad to Greenway avenue, cost for intersections not to exceed four thousand two hundred (4,200) dollars; Waterloo street, from Berks to Bower street, and Bower street from Mascher to Waterloo street, and for grading the said streets, cost for intersections and grading not to exceed two hundred (200) dollars. Also, Allegheny avenue, from Sixteenth to Seventeenth street with sheet asphaltum, cost for intersections and unassessable property not to exceed two thousand five hundred (2,500) dollars, the conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the resurfacing of Academy road, in the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract for resurfacing Academy road in the Twenty-third Ward, at a cost not to exceed two thousand (2,000) dollars, to be taken out of Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the twenty-ninth day of January, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Union street upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Union street, from Front street to Delaware avenue, to be substantially as laid down on a plan attested by the Chairman of the Committee on Surveys, which plan shall be filed in the Bureau of Surveys before this ordinance shall be of effect.

Approved the first day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To strike Smedley street, from Allegheny avenue to Westmoreland street, from the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public

Works be, and is hereby authorized to strike from the City Plan, Smedley street, between Allegheny avenue and Westmoreland street, in the Twenty-eighth Ward.

Approved the first day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To pay P. C. and T. McEntee for uncollectable sewer bills.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to draw a warrant in favor of P. C. and T. McEntee to the amount of four hundred and thirty-one (431) dollars and thirteen (13) cents, to pay a deficiency in the assessment on a sewer on Park avenue, between Lehigh avenue and Somerset street, and to charge the same to the Item for the construction of branch sewers in the annual appropriation to said Department.

Approved the first day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

RESOLUTION

Of instruction to the City Solicitor to agree upon a case stated to test the question of the liability of the City to pay for the authentication of the records in the office of the Recorder of Deeds, and to suspend Joint Rule 4 of Select and Common Councils.

Resolved, By the Select and Common Councils of the City of Philadelphia, That the City Solicitor be, and he is hereby authorized and instructed to agree upon a case stated, and join with the Recorder of Deeds in an amicable action to test the question as to the liability of the City and County of Philadelphia, to pay for the authentication of the records in the

office of the Recorder of Deeds, under the Act of June 24th, 1885, and that Joint Rule 4 of the Select and Common Councils be suspended for the purpose of enabling the clerks of Councils to present this Resolution to the Mayor for his approval or disapproval.

Approved the third day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Dickinson, George, Jefferson, Musgrove, Race, Hoopes, Bancroft, Lawrence, Ardrie, Carey, Orkney and Sixty-first streets, Reading road, Willow, Paschall and Chester avenues, and to relay Herman street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized to lay water-pipe in Dickinson street, from Front to Second street; George street, from Canal to Third street; Jefferson street, from Duval to John on street; Reading road, from five hundred and sixty-three (563) feet northwest of Thorp lane to Wissahickon avenue; Musgrove street, from Church to Pleasant street; Willow avenue, from Woodbine to Cheltenham avenue; Race street, from Fisher to Fifty-seventh street; Hoopes street from Forty-fifth to Forty-sixth street; Bancroft street, from one hundred and fifty-eight (158) feet south of Moore street, south and east to Sixteenth street; Paschall avenue, from Forty-eighth street to Gray's Ferry Road; Chester avenue, from West Chester Railroad to Fiftieth street; Lawrence street, from Erie avenue to Butler street; Ardrie street, from Fifth to Lawrence street; Carey street, from Fifth to Lawrence street; Lawrence street, from Ontario to Westmoreland street; Orkney street, from Ontario street south for a distance of four hundred (400) feet; Sixty-first street, from Haverford avenue to Media street, and to relay with larger pipe Herman street, from Germantown avenue to Morton street.

Approved the third day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Wolf, Daly, Tree, Fifth, Tenth, Eleventh, Twelfth, Thirteenth, Jackson, East Tulpehocken, Wisteria, State, Union, Weikel, Seventeenth, Sixty-first and Fifty-first streets, and Fairmount avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay water-pipe in Wolf street, from Fourth to Fifth street; Daly street, from Fourth to Fifth street; Tree street, from Fourth to Fifth street; Fifth street, from Jackson to Wolf street; Wolf street, from Ninth to Broad street; Tenth street, from Winton street to Moyamensing avenue; Eleventh street, from Jackson street to Moyamensing avenue; Twelfth street, from Jackson street to Moyamensing avenue; Thirteenth street, from Wolf street to Moyamensing avenue; Jackson street, from Eleventh street to one hundred and seventy-five (175) feet east of Thirteenth street; East Tulpehocken street, from eleven hundred and ninety (1,190) feet east of Morton to Musgrove street; Wisteria street, from Rubicam to Miller street; State street, from Poplar to Eaglesfield street; Union street, from Poplar to Eaglesfield street; Fairmount avenue, from Somerset to Forty-second street; Weikel street, from Allegheny avenue to Clearfield street; Seventeenth street, from York to Cumberland street; Sixty-first street, from Haverford avenue to Vine street; Fifty-first street, from Lancaster avenue to Master street.

Approved the third day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Lindley avenue, Tenth, "B," or Leamy and Gurney streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and

directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz. : Tenth street, from Oak lane to Sixty-sixth avenue, and Lindley avenue, from Ninth to Eleventh street, in the Twenty-second Ward ; " B," or Leamy street, from Lehigh avenue to Gurney street, and Gurney street from " B," or Leamy street, to Somerset street, in the Thirty-third Ward : *Provided*, The said streets are first dedicated, or the owners of property in the vicinity of each of said streets file a satisfactory bond with the City Solicitor indemnifying the City against damages for the opening of said streets.

SECT. 2. Upon the filing of the bonds provided for in Section 1, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months, and upon the filing of the said bonds, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the third day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground on the northwestwardly side of Ridge avenue, one hundred and twenty-eight feet eleven and a half inches northwestwardly from Mifflin street, in the Twenty-eighth Ward, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized and directed to examine the title to all that certain lot or piece of ground situate on the northwestwardly side of Ridge avenue, one hundred and twenty-eight feet eleven and a half inches northwestwardly from the north-

west side of Mifflin street, in the Twenty-eighth ward; containing in front on said Ridge avenue ten feet, and extending in depth of that width to the River road, and if he approve of the same, to cause a conveyance of said lot of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of one thousand five hundred (1,500) dollars.

SECT. 2. That the sum of one thousand five hundred (1,500) dollars be, and the same is hereby appropriated out of Item 36 in the annual appropriation to the Department of Public Safety (Bureau of City Property) for the year 1890, to pay for the lot of ground described in the First Section hereof. Warrants to be drawn by the Director of the Department of Public Safety in conformity with existing ordinances.

Approved the eleventh day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting to Thomas B. Rice permission to construct a temporary frame shed, with metallic roof, at Mifflin and Ash streets, First Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby given to Thomas B. Rice to erect on his premises at Mifflin and Ash streets, First Ward, a temporary frame shed, in size 118 feet wide, 186 feet long and 30 feet high, to be covered with a metallic roof, the same to be removed at any time on the passage of a resolution or ordinance to that effect: *Provided*, The sum of fifty (50) dollars be first paid into the City Treasury by said Thomas B. Rice for printing this ordinance.

Approved the eleventh day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Philadelphia and Reading Railroad Company and the Baltimore and Ohio Railroad Company to erect a street clock upon the pavement at the northeast corner of Broad and Chestnut streets, in the Ninth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Philadelphia and Reading Railroad Company and the Baltimore and Ohio Railroad Company to erect a street clock, about twenty-four (24) inches square at the base and about fifteen (15) feet high, upon the pavement at the northeast corner of Broad and Chestnut streets, in the Ninth Ward: *Provided*, That the privilege hereby granted shall be revocable by the passage of an ordinance to that effect: *Provided also*, That the said companies shall at all times keep the clock in first-class running order, and that they shall keep the pavement around the base of the clock in good order and repair: *And provided further*, That the said companies shall first pay into the City Treasury the sum of fifty (50) dollars for the printing of this ordinance.

Approved the eleventh day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting to Peter A. B. Widener permission to lay an iron pipe under and across Carlisle street to convey steam from his house to his stable.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby given to Peter A. B. Widener to lay an iron pipe, not exceeding three inches in diameter, under and across Carlisle street, above Girard avenue, for the purpose of conveying steam from his house on said Broad street to his stable on Carlisle street, said work to be done under the supervision and direction of

the Department of Public Works, in accordance with the plans to be submitted to and approved in accordance with general ordinances by the Board of Highway Supervisors: *Provided*, That the said Peter A. B. Widener shall agree to be responsible for all damages that may be caused by reason of the privilege being granted to him so long as the pipe shall remain in said street, and shall repair and repave that part of the street opened for the pipe, and shall also repair all defects in the street that may appear from time to time, to be caused by the opening, so long as this privilege shall be retained by the said Peter A. B. Widener, whenever requested by the Director of the Department of Public Works to put the street in order: *Provided*, That the privilege hereby granted shall be revocable at any time without notice, by the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall first be paid into the City Treasury for printing this ordinance.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of McKean, Levick, Foulkrod, Bowman and Sixty-first streets, Paschal and Torr avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: McKean street, from Thirteenth to Juniper street, at a cost not to exceed two hundred and fifty (250) dollars; Levick street, from Tulip street to Torresdale avenue, at a cost not to exceed one thousand seven hundred (1,700) dollars; Foulkrod street, from Leiper street to Castor road, at a cost not to exceed one thousand three hundred (1,300) dollars; Paschal avenue, from Twenty-eighth street to Hanson, at a cost not to exceed one thousand four hundred (1,400) dollars; Bowman street, from Cresson to Thirty-Fifth street, at a cost not to exceed one hundred and twenty-five (125)

dollars; Torr avenue, from Sixtieth to Sixty-first street, at a cost not to exceed four hundred and twenty-five (425) dollars; Sixty-first street, from Haverford avenue to Paschal avenue, at a cost not to exceed four hundred (400) dollars; the dirt to be removed from said Torr avenue and Sixty-first street to be deposited on Sixty-three-and-one-half street south of Race street. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize William B. Warden to construct and maintain a conduit under Quince street, north of Pine street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to William G. Warden, his heirs and assigns to construct and maintain a conduit under and across Quince street, north of Pine street, in the Seventh Ward, to run from the property situate on the southwest corner of Quince street and Hewitt place, across and under said Quince street diagonally in a southeasterly direction to a certain four feet five inches wide private alley, running from the east side of said Quince street to the property of the said William G. Warden, situate at the northwest corner of Eleventh and Pine streets, on which an apartment house is now being erected for the purpose of connecting and conducting pipes and wires for heating and lighting said apartment house with the boiler-house to be erected on said first-mentioned property. The said conduit shall not be more than four feet nine inches in width and eight feet six inches in height, and shall be of sufficient depth below the surface to clear all existing pipes, and shall be constructed under the proper supervision and direction of the

Department of Public Works in accordance with plans to be submitted to and approved in accordance with general ordinances by the Board of Highway Supervisors: *Provided*, That William G. Warden shall agree to be responsible for all damages that may be caused by reason of this privilege being granted to him, so long as the conduit shall remain in said street, and shall repair and repave that part of the street opened for the conduit, and shall also repair all defects in the street that may appear from time to time to be caused by the said opening, so long as this privilege shall be retained by him, whenever requested by the Director of the Department of Public Works to put the street in order: *And provided*, That the privilege hereby granted shall be revocable at any time without notice by the passage of a resolution or ordinance to that effect: *Provided further*, That fifty (50) dollars shall first be paid into the City Treasury for printing this ordinance.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An ordinance to authorize the opening of Twenty-second street, and providing for the building of a bridge under connecting railroad in the Twenty-eighth Ward."

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An ordinance to authorize the opening of Twenty-second street, and providing for the building of a bridge under connecting railroad in the Twenty-eighth Ward," approved March 30, 1889, be altered and amended by striking out the figures "1889," as they apply to the appropriation to the Department of Public Works, and insert in lieu thereof the figures "1890."

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend "An ordinance to authorize the macadamizing of Cedar street, from Locust avenue to Mill street," approved August 1, 1884.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled, "An ordinance to authorize the macadamizing of Cedar street, from Locust avenue to Mill street," approved August 1, 1884, be, and is hereby altered and amended by striking out all that relates to macadam and Belgian block gutter, and inserting "vitrified paving brick," so that the ordinance shall read, "The Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Cedar street, from Locust avenue to Mill street, with vitrified paving bricks at no cost to the City, without a sewer being first laid therein." The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, Said street shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said street, and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To repeal so much of "An Ordinance to authorize the paving of Leibert, Penn, Philip and Fifteenth streets;" approved March 28th, 1888, as relates to Penn street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That so much of the ordinance entitled "An Ordinance to authorize the paving of Leibert,

Penn, Philip and Fifteenth streets;" approved March 28th, 1888, as relates to the paving of Penn street, from Shoemaker to Chew street, with macadam stone and Belgian block gutters be, and the same is hereby repealed. The owners of property fronting on said street, which is assessed at less than full City rates, having refused to agree to pay for said paving.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Thirteenth and Wolf streets.

SECTION. 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice, said streets will be required for public use, viz: Thirteenth street, from Lehigh avenue to Somerset street, and Wolf street, from Broad street to Passyunk avenue: *Provided*, The owners of property in the vicinity of each of said streets first file a satisfactory bond with the City Solicitor, indemnifying the City against damages for the opening of the same.

SECT. 2. Upon the filing of the bond, provided for in Section 1, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said Thirteenth street; and at the expiration of the said three months, and upon the filing of the said bond, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of American, Sixty-third and Fifty-seventh streets, Lindley, Ashland and Hoffman avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz. : American street, from Tabor street to a point north of Olney street, at a cost not to exceed two thousand eight hundred (2,800) dollars ; Lindley avenue, from Ninth to Eleventh street, at a cost not to exceed four hundred and fifty (450) dollars ; Sixty-third street, from Woodland avenue to Glenmore avenue, and to construct a drain across said Sixty-third street at Paschal street, at a cost for grading and drain not to exceed two thousand (2,000) dollars ; the said amount to be taken out of Item 6 in the annual appropriation to the Department of Public Works (Bureau of Highways) ; Ashland and Hoffman avenues and Fifty-seventh street, from Thomas avenue to Hoffman avenue, at a cost not to exceed one thousand (1,000) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks : *Provided*, That said streets shall be first dedicated or properly opened : *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of a stone drain across Wood street, north of Leverington avenue, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract for

the construction of a stone drain across Wood street, north of Leverington avenue, in the Twenty-first Ward, at a cost not to exceed five hundred (500) dollars, to be taken out of Item 6 in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the thirteenth day of February, A. D. 1890. .

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of a temporary bridge across Fifty-fourth street, on the line of Supplee street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to construct a temporary bridge across Fifty-fourth street, north of Wyalusing avenue, on the line of Supplee street, at a cost not to exceed two thousand three hundred (2,300) dollars, the amount to be taken from Item 6 in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Jackson and Jefferson streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Jackson street, from Tenth to Thirteenth street, First Ward, and Jefferson street, from Johnson to Duval street, Twenty-second Ward.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia, for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months, and upon the filing of said bond, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the thirteenth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the surfacing of City avenue, from the Schuylkill River to Belmont avenue, Twenty-fourth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract for furnishing, delivering and spreading broken stone on City avenue, from Schuylkill River to Belmont avenue, at a cost not exceeding five thousand (5,000) dollars. The amount to be taken from Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890.

Approved the twentieth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize a temporary loan for deficiency and for permanent improvements.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Treasurer, under the supervision of the Committee of Finance, is hereby authorized to borrow on the credit of the City of Philadelphia, from the Commissioners of the Sinking Fund of said City, a sum

not exceeding five hundred thousand (500,000) dollars for deficiency and for permanent improvements, and redeemable at or within four months from the date of such loan, for which sum so borrowed certificates of City debt shall issue in the form prescribed in existing ordinances, bearing interest at a rate not exceeding three per centum per annum, and which shall be transferable in the same manner as other certificates of City debt.

Approved the twentieth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to make an appropriation to the Mayor for the year 1890," approved December 9, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to make an appropriation to the Mayor for the year 1890," approved December 9, 1889, be altered and amended by adding the following to Item 5, for advertising ordinances, viz.: *Provided*, That the Controller may countersign warrants against this item for bills for the year 1889.

Approved the twentieth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to regulate the charges for permits for connections with, and repairs to, water-pipes, sewers, drains and conduits," approved March 30, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to regulate the charges for permits for connections

with, and repairs to water-pipes, sewers, drains and conduits," approved March 30, 1889, be altered and amended so that the first section of said ordinance shall read as follows: "SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That hereafter, all persons desiring to connect with any water-pipes, sewers, drains or conduits, or to repair, cleanse, or examine such water-pipes, sewers, drains or conduits, or desiring to open any public highways for any other purposes, shall pay four (4) dollars on paved streets, and on unpaved street three (3) dollars, for a permit therefor, to be issued by the proper Bureau, which payment shall include all privileges of connections; all service to be rendered by any officer of the City, the ferrules supplied by the Bureau of Water, and for repaving on paved streets over such connections or repairs."

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Department of Public Works to supply gas to consumers resident outside of Philadelphia county.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and it is hereby authorized to supply gas to consumers resident in adjoining counties whenever it shall be to the interests of the City of Philadelphia so to do, and to make such regulations for the supply and for the collection of moneys due for the consumption of the gas as it may deem proper: *Provided*, That the pipe necessary for supplying such gas and laying and maintaining the same shall be paid for by the consumers to be supplied.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

Of thanks to Mr. John Baird for his gift to the City of Philadelphia of the model commemorative of the Centennial Exhibition of 1876, and to suspend Joint Rule 4 of Select and Common Councils.

WHEREAS, Mr. John Baird has presented to the City of Philadelphia a model of the grounds and buildings as they existed during the memorable and historic exhibition, commemorative of the first Centennial of our national existence, held at Fairmount Park, Philadelphia, in 1876: AND WHEREAS, Mr. Baird has, by this most liberal and generous act, conferred upon those living at the time of the exhibition, as well as after generations, a lasting memorial of the Centennial Exhibition, demonstrating his unselfish and patriotic impulses, and desires to commemorate such an event; it is therefore :

Resolved, by the Select and Common Councils of the City of Philadelphia, That the model of the Centennial grounds and buildings, portraying in a most realistic form the memorable scene of 1876 be, and the same is hereby accepted, and the thanks of the patriotic people of this historic City be, and the same are hereby tendered to Mr. Baird for his most thoughtful, artistic and beautiful commemorative souvenir:

Resolved, That these preambles and resolutions be suitably engrossed in such form as will best suit Mr. Baird, and to this end the Committee be, and it is hereby authorized to have the same done and presented to him :

Resolved, That Joint Rule 4 of Select and Common Councils be, and the same is hereby suspended for the purpose of enabling the Clerks of Councils to present these resolutions to the Mayor for his approval.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

To provide for the expenses of the Executive Committee of the Citizens' Committee of the Constitutional Memorial Association, in entertaining distinguished guests on the twenty-second of February, 1890, and to suspend Joint Rule 4 of the Select and Common Councils.

WHEREAS, The Library Committees of both houses of Congress and members of Congress from other States have been invited to visit Philadelphia on the twenty-second of February, 1890, to pass over the places and through the buildings of historic renown to inform themselves in regard to the erection of the monument to commemorate the first century of Constitutional Government: AND WHEREAS, The said Executive Committee have already expended several thousand dollars voluntarily contributed by patriotic citizens, and are without funds, and request an appropriation of fifteen hundred dollars to receive and entertain the distinguished guests; therefore:

Resolved, by the Select and Common Councils of the City of Philadelphia, That the City Controller be, and he is hereby instructed to countersign warrants drawn on Item 7, incidentals, in the annual appropriation to the Clerks of Councils for the year 1890, for an amount not exceeding one thousand five hundred (1,500) dollars, to pay bills for the reception and entertainment of said guests on that occasion: *Provided,* The bills are approved by the said Executive Committee and the Committee on Finance of Councils, and that Joint Rule 4, of the Joint Rules of the Select and Common Councils be suspended for the purpose of permitting the Clerks of Councils to present this resolution to the Mayor for his approval or disapproval.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To remit rent due on Church property at Fourth and York streets, now owned by the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of eighty-four (84) dollars now due the City for rent of Church property at Fourth and York streets, recently purchased by the City for police purposes be, and the same is hereby remitted to E. E. Roberts.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contracts and surety of George W. Ruch for the construction of the following main sewers, viz.: No. 4, on Norris street, from Hope street, Station 56x40, near Germantown avenue; No. 5, on Norris street, from Germantown avenue to Ninth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of George W. Ruch for the construction of the following main sewers, viz.: No. 4, on Norris street, from Hope street, Station 56x40, near Germantown avenue, and No. 5, on Norris street, from Germantown avenue to Ninth street be, and the same are hereby approved, and that the City Trust, Safe Deposit and Surety Company of Philadelphia be, and is hereby approved as surety of the said George W. Ruch for the faithful performance of the said contracts: *Provided*, That the said contracts shall contain clauses that the said sewers shall be completed in all respects according to the plans and specifications and estimates of the Chief Engineer and Surveyors for the following sums or prices, viz.: Contract No. 4, for sewer, nine and one-half ($9\frac{1}{2}$) feet in diameter, per linear foot, including all appurtenances, the sum of twenty-seven (27) dollars and twenty-five (25) cents; for sewer, nine (9) feet in diameter, per linear

foot, including all appurtenances, the sum of twenty-six (26) dollars and forty-five (45) cents; for additional brick masonry, per cubic yard, in place, including all appurtenances, the sum of nine (9) dollars and seventy-five (75) cents; for additional rubble masonry, per cubic yard, in place, including all appurtenances, the sum of four (4) dollars and fifty (50) cents; for additional twelve-inch terra cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of seventy-eight thousand (78,000) dollars. Contract No. 5, for sewer, nine (9) feet in diameter, per linear foot, including all appurtenances, the sum of twenty-six (26) dollars and forty-five (45) cents; for sewer eight and one-half ($8\frac{1}{2}$) feet in diameter, per linear foot, including all appurtenances, the sum of twenty-three (23) dollars and forty (40) cents; for chamber at Ninth and Norris streets, including all appurtenances, the sum of eleven hundred (1,100) dollars; for additional brick masonry, per cubic yard, in place, including all appurtenances, the sum of nine (9) dollars and seventy-five (75) cents; for additional rubble masonry, per cubic yard, in place, including all appurtenances, the sum of four (4) dollars and fifty (50) cents; for additional terra cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of thirty-eight thousand (38,000) dollars.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Twenty-sixth, Nineteenth, Fifteenth, Westmoreland, Dudley, Ross, Thirty-seventh, Melon, Forty-third, Farragut, Brooklyn and Twenty-third streets; Susquehanna, Girard, Wisteria, Meeham and Fairmount avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and

directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz. : Twenty-sixth street, from York to Cumberland street, cost for intersections not to exceed eight hundred (800) dollars; Nineteenth street, from Tioga to Venango street, cost for intersections not to exceed eight hundred (800) dollars; Fifteenth street, from Ontario to Tioga street, cost for intersections and unassessable property not to exceed eight hundred (800) dollars; Westmoreland street, from Seventeenth street to Germantown Railroad, cost for intersections not to exceed seven hundred and fifty (750) dollars; Susquehanna avenue, from Eighteenth to Twenty-first street, cost for intersections and unassessable property not to exceed seven thousand (7,000) dollars; that portion of said avenue, between Twentieth and Twenty-first streets, shall be paved without gas or water pipes being first laid or sewer constructed; Dudley street, from Front to East Second street, without a sewer being first constructed in said street, cost for intersections not to exceed one hundred and fifty (150) dollars; Ross street, from Rihl to Jackson street, without a sewer being first constructed in said street, cost for intersections and unassessable property not to exceed three hundred and sixty (360) dollars; Girard avenue, from Fifty-second to Fifty-fourth street, cost for intersections not to exceed fourteen hundred (1,400) dollars. The following streets with vitrified paving bricks, viz. : Wisteria avenue, from Wakefield to Baynton street, cost for intersections not to exceed two hundred and twenty-five (225) dollars; Meehan avenue, from Germantown avenue to Chew street, without a sewer being first constructed in said street, cost for intersections not to exceed six hundred (600) dollars. The following streets with vitrified paving bricks, pitch cemented joints, viz. : Thirty-seventh street, from Brown street to Mantua avenue, cost for intersections not to exceed one hundred and fifty (150) dollars; Melon street, from Thirty-third to Thirty-fourth street, cost for intersections not to exceed seventy-five (75) dollars; Forty-third street, from Spruce street to Baltimore avenue, cost for intersections not to exceed one thousand three hundred (1,300) dollars; Farragut (or Markoe) street, from Chester avenue to Springfield avenue, cost for intersections not to exceed one hundred (100) dollars; Brooklyn street, from Parrish to Ogden street, cost for intersections not to exceed two hundred (200) dollars; Fairmount avenue, from

Forty-fifth to Forty-sixth street, cost for intersections not to exceed three hundred and fifty (350) dollars. The following streets with sheet asphaltum, viz.: Twenty-third street, from Tioga to Venango street, without a sewer being first constructed in said street, cost for intersections not to exceed nine hundred (900) dollars; Westmoreland street, from Twenty-first to Twenty-second street, cost for intersections not to exceed seven hundred and fifty (750) dollars; Fairmount avenue, from Thirty-third to Thirty-fourth street, cost for intersections not to exceed one thousand four hundred (1,400) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or property opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidders, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Department of Public Safety, Recorder of Deeds and Board of Public Education for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of five thousand four hundred and thirty-five (5,435) dollars and sixty-six (66) cents, be and the same is hereby appropriated to certain items in the annual appropriations to the Department of Public Safety, Recorder of Deeds and Board of Public Education for the year 1890, as follows: Department of Public Safety, (Bureau of Health) to Item 34, for increase of salary of clerk

(House Drainage and Ventilation), one hundred (100) dollars; Bureau of Fire and Fire Escapes, to new Item, to be called Item 18; for the relief of the family of James McCuen, late hoseman of Engine Company No. 4, who was killed while in the discharge of his duty, at the fire on Market street, below Second street, five hundred (500) dollars; Electrical Bureau, to Item 9, for rental of telephones, etc., two hundred (200) dollars, to give telephone service to the Hospital of the Women's Homeopathic Association, Twentieth and Susquehanna avenue, in the Twenty-eighth Ward; Recorder of Deeds, to new item, to be called Item 8, for pay of transcribing clerks in December, 1889, one thousand five hundred (1,500) dollars; Board of Public Education, to new item, to be called Item 50, for the payment of claims for paving, water-pipe and sewers in front of school lot on the west side of Fourth street, south side of Clearfield street, in the Thirty-third Ward, one thousand six hundred and thirty-five (1,635) dollars and sixty-six (66) cents; to new item, to be called Item 51, for salary of inspector of hot air furnaces and steam heaters, one thousand five hundred (1,500) dollars: *Provided*, That the inspector hereby authorized shall have a practical knowledge of heating and of the construction of heating apparatus, and shall devote his time exclusively to the duties of the position.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 4 in the annual appropriation to the Department of City Treasurer for the year 1890, for the payment of temporary loan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two hundred and fifty thousand (250,000) dollars be, and the same is hereby appropriated to new item, to be called Item 4, in the annual

appropriation to the Department of City Treasurer for the year 1890 for the payment of temporary loan authorized by ordinance of the twenty-fourth day of September, 1889.

Approved the twenty-fifth day of February, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To accept from William C. Allison a deed of dedication of Walnut street in front of his property on the north and south sides of that street, east of Thirty-second street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the deed of dedication submitted by his Honor, the Mayor, on December 5, 1889, from William C. Allison, for the bed of Walnut street, east of Thirty-second street, be and the same is hereby accepted: *Provided, however*, That the said William C. Allison, and his tenants who may occupy his property bounding on the street east of Thirty-second street, shall execute full and ample releases to the City for all damages resulting to him or them by reason of the construction of the bridge, the change of the grade of the street, or in any wise by all acts or things done by the City under or in pursuance of the deed above recited.

Approved the third day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Union Passenger Railway Company to lay tracks on Columbia avenue, Howard and Harrison streets, Frankford avenue, Palmer, Memphis, Vienna, Cedar, Thompson, Marlborough, Belgrade and York streets, Susquehanna avenue, Otis and Twenty-seventh streets, and to construct the necessary curves and switches.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in accordance with "A

further supplement to an Act to incorporate the Union Passenger Railway Company," approved November 22, 1873, said company is hereby permitted and authorized to lay a single track, commencing at Fourth street and Columbia avenue, thence eastward on Columbia avenue to Howard street, thence north on Howard to Harrison street, thence east on Harrison street to Frankford avenue, and along Frankford avenue to Palmer street, thence along Palmer to Memphis street, thence along Memphis to Vienna street, thence along Vienna to Cedar street, and thence along Cedar to York street. Commencing at their present track at Front and Thompson streets, thence along Thompson to Marlborough street, there to connect with their present track. Commencing at their present track at Marlborough and Belgrade streets, thence along Belgrade to York street, and thence along York street to Thompson street. Commencing at Susquehanna avenue and Howard street, thence along Susquehanna avenue to Otis street, along Otis to Coral street, thence to York street, connecting with their tracks at that point. And also to lay a track on Twenty-seventh street from Poplar to Brown street, connecting with their present track, and to lay such curves and switches as may be necessary to connect said tracks with each other, and with other tracks now laid of said company. The Department of Public Works is hereby authorized and instructed to grant the necessary permits to said company, and furnish the lines and stakes for said construction. Before exercising any privileges under this ordinance, the said Union Passenger Railway Company shall pay the sum of fifty (50) dollars into the City Treasury for the printing hereof.

Approved the third day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to L. Bergdoll & Company to lay a railroad track on Pennsylvania avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to L. Bergdoll & Company to lay a railroad

track on Pennsylvania avenue, from a point of connection with the tracks of the Philadelphia and Reading Railroad Company, about fifty feet from Twenty-ninth street, and extending to and upon the property of the said L. Bergdoll & Company, fronting on said Pennsylvania avenue: *Provided*, That said track shall be removed on the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall be first paid into the City Treasury to pay for the printing of this ordinance.

Approved the sixth day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines of Walnut street, between the Delaware River and Twenty-second street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to revise the lines of Walnut street, between the Delaware River and Twenty-second street, so as to make said street between the points named of the width of fifty (50) feet, the reduction to be made equally on both sides from the old centre line.

Approved the seventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Reading Iron Works to lay a railroad track on Willow street, between Twelfth and Thirteenth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Reading Iron Works to lay a rail-

road track on Willow street, between Twelfth and Thirteenth streets, beginning at a point on Willow street at a distance of about one hundred and ninety (190) feet from the eastern line of Thirteenth street, on the southerly main track of the Philadelphia and Reading Railroad, and thence extending in a southeasterly direction, crossing the southerly line of said Willow street about ninety-five (95) feet to a point on property in possession of the said Reading Iron Works; under the supervision of the Department of Public Works: *Provided*, That said track shall be removed on the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall be paid into the City Treasury to pay for the printing of this ordinance.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to S. Bowen's Sons to lay a railroad track across Sedgley avenue and Venango street, in the Thirty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to S. Bowen's Sons to lay a railroad track, beginning at a point of connection with the tracks of the North Pennsylvania Railroad, about eighty (80) feet from the northerly line of Venango street, and thence extending in a southerly direction across Venango street and Sedgley avenue to and upon the property of the said S. Bowen's Sons, fronting on said Venango street and Sedgley avenue, under the supervision of the Department of Public Works: *Provided*, That said track shall be removed on the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall be first paid into the City Treasury to pay for the printing of this ordinance.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 26½ in the annual appropriation to the Department of Public Works (Bureau of Surveys) for the year 1890, to reimburse Baugh & Sons Company for money paid for construction of a section of the Moore street sewer.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two thousand four hundred and sixty-one (2,461) dollars and thirty-six (36) cents be, and the same is hereby appropriated to new item, to be called Item 26½ in the annual appropriation to the Department of Public Works (Bureau of Surveys) for the year 1890, to pay Baugh & Sons Company the amount paid by the said Baugh & Sons Company, less charge for frontage, for constructing a section of the Moore street sewer: *Provided*, That the said Baugh & Sons Company agree to keep the said section of sewer in repair for three years from date of completion, and also furnish the Department of Public Works with an accurate map, prepared by and certified to by the District Surveyor.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving and repaving of Stiles street, from Broad street to Ontario street, in the Twentieth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized to enter into a contract with a competent paver or pavers for the paving of the south side of Stiles street, from Broad street to Ontario street, with sheet asphaltum, cost of intersections not to exceed the sum of eight hundred (800) dollars; the conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners

of property respectively fronting on said street (except property exempt from taxation by law), and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, Said street shall be first dedicated or properly opened and graded: *And provided*, The Director of the Department of Public Works first advertise for proposals for paving said street and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

SECT. 2. The Department of Public Works be, and they are hereby further authorized to repave with sheet asphaltum that portion of Stiles street from Broad to Ontario street now paved with cobble stones, the cost of said repaving not to exceed the sum of one thousand two hundred (1,200) dollars, to be charged to Item 24 in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Cotton, Ogle, Pearl, Forty-ninth, Regent, Seymour, Dauphin and Chew streets; Fairmount, Magnolia, Delaware and Ashland avenues, Gorgas lane and the intersection of thirty-seventh street and Mantua avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with New Cumberland, West Virginia, vitrified paving bricks, pitch cemented joints, viz.: Cotton street, from Terrace to Belair street, without a sewer being first constructed in said street, cost to the city not to exceed seven hundred (700) dollars; Ogle street, from Fountain to Prospect street without a sewer being first constructed in said street, cost to the city not to

exceed one hundred and fifty (150) dollars; Pearl street, from Thirty-third to Thirty-fourth street, cost to the city not to exceed one hundred (100) dollars; intersection of Thirty-seventh street and Mantua avenue, cost to the City not to exceed seven hundred (700) dollars; Fairmount avenue, from Warren to Forty-second street, cost to the City not to exceed two hundred and twenty-five (225) dollars; Forty-ninth street, from Chester avenue, to the West Chester Railroad, without a sewer being first constructed, or gas or water-pipe laid, the same to be placed under the sidewalk when necessary, cost to the City not to exceed four hundred and fifty (450) dollars: Regent street, from Forty-eighth to Forty-ninth street, cost to the City not to exceed three hundred and twenty-five (325) dollars. The following streets with vitrified paving bricks, viz.: Seymour street, from Green to Wayne street, cost to the City not to exceed two thousand one hundred (2,100) dollars; Gorgas lane, from Musgrove to Chew street, without a sewer being first constructed in said street, cost to the City not to exceed two hundred and sixty (260) dollars; Magnolia avenue, from Locust avenue to Cheltenham avenue, cost to the City not to exceed two thousand one hundred (2,100) dollars. The following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: Dauphin street, from Nineteenth to Twenty-second street, cost not to exceed three thousand two hundred (3,200) dollars; Delaware avenue, from Davis or Mead, to Queen street, without a sewer being first constructed, or gas or water-pipe laid, cost to the City not to exceed seven hundred and fifty (750) dollars; also Ashland avenue, from Penn street to Shur's lane with granite, Pennsylvania or Lambertville blocks, pebble and pitch cemented joints, without a sewer being first constructed in said street, cost to the City not to exceed eight hundred and twenty-five (825) dollars; Chew street, from Cheltenham avenue to Mill street, with sheet asphaltum with broken stone, vulcanite base and binder, without a sewer being first constructed in said street, cost to the city not to exceed four thousand one hundred (4,100) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of

Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades on a part of Plan number one hundred and twenty-one.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to revise the lines and grades on a part of Plan number one hundred and twenty-one, bounded by the Connecting Railroad, Montgomery street and Thirty-third street: *Provided*, That the owners of the ground within the lines of said territory shall first dedicate the streets as public highways, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To extend the time of the Mutual Steam Heat Company to commence work.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the time for commencing of work by the Mutual Steam Heat Company, as prescribed by

Section 4 of the ordinance approved February 12, 1889, be, and the same is hereby extended until the first day of October, A. D. 1890: *Provided*, The said Mutual Steam Heat Company first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

RESOLUTION

Of thanks to the representatives of the estate of Reuben Haines for donations of land in Twenty-second Ward for public park, and to suspend Joint Rule 4 of the Select and Common Councils.

Resolved, by the Select and Common Councils of the City of Philadelphia, That the Mayor be requested to convey to the representatives of the estate of Reuben Haines the thanks of the City for the generous offer of nearly six acres of land on Haines street, which the city will accept for a public park, and which, at their desire, shall be known as Waterview Park.

Resolved, That Joint Rule 4 of the Select and Common Councils be suspended, to enable the Clerks of Councils to present this resolution to the Mayor for his approval or disapproval.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and

directed to lay gas-pipe on the following streets, viz. : Juniper street, from Mifflin street to Passyunk avenue ; Emily street, between Front and East Second street ; both sides of McKean street, between Front and East Second street ; West side of Front street, between McKean street and Snyder avenue ; Emily street, between Second street and Moyamensing avenue ; both sides of McKean street and Snyder avenue, between Second street and Moyamensing avenue ; Mercy street, between Second street and Moyamensing avenue ; south side of Morris street, between Moyamensing avenue and Fourth street ; and East Second street, west side, between Mifflin and McKean street, in the First Ward ; East side of Pennock street, from Pennsylvania avenue to Brown street ; west side of Twenty-seventh street, from Pennsylvania avenue to Brown street, in the Fifteenth Ward ; Earlham street, between Pulaski avenue and Morris street, in the Twenty-second Ward ; William street, from Church to Ash street, in the Twenty-fifth Ward ; Twenty-third street, from Federal to Dickinson street, in the Twenty-sixth Ward ; Gratz street, between Dauphin and York street ; both sides of Eighteenth street, from Dauphin to York street ; Thomas avenue and Willington street, from York to Cumberland street ; west side of Thirteenth street, from York to Cumberland street ; Clearfield street, from west side of Thirty-fourth to Thirty-third street ; east side of Thirty-fifth street, from Queen Lane to Fairview avenue ; Allegheny avenue, from Broad street to Germantown avenue, in the Twenty-eighth Ward ; Thirty-first street, from Columbia avenue to Berks street ; Thirty-second street, from Oxford to Berks street ; Thirty-third street, from connecting railroad to Montgomery avenue ; Montgomery avenue, from Thirty-third street to Sedgley avenue ; Sedgley avenue, from Montgomery avenue to Thirtieth street ; Clifford street, from Thirty-third street to Victor street ; Hollingsworth street, from Thirty-third to Thirty-first street ; Victor street, from Thirty-first to Thirtieth street ; Columbia avenue, from Thirty-third street to connecting railroad ; Neill street, from Thirty-third street to connecting railroad ; Mauran street, from Thirty-third street to connecting railroad ; Oxford street, from Thirty-third street to connecting railroad ; Natrona street, from Oxford street to connecting railroad ; north side of Jefferson street, from Twenty-sixth to Twenty-seventh street, in the Twenty-ninth Ward ; Marston street, from Sedgley avenue to connecting railroad, in the

Thirty-second Ward; Cambria street, from Sixth to Marshall street; Marshall street, from Cambria to Somerset, in the Thirty-third Ward; New Fifty-second street, from Lancaster avenue to Warren street; Thompson street, from Lancaster avenue to Fifty-second street, in the Thirty-fourth Ward.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of sewers on Adams, Broad, Camac, Darien, Delaware, Etting, Ella, Fifth, Fiftieth, Fifty-first, Fifty-fourth, Franklin, Garfield, Gurney, High, Haines, Haverford, Hancock, Harrison, Indiana, Jefferson, Monterey, North, Penn, Paschall, Queen, Ross, Sixth, Seventeenth, Twelfth, Twenty-second, Twenty-eighth, Thirtieth, Thirteenth, Thirty-fifth and York streets, and Allegheny, Chester, Frankford, Girard, Island, Kensington, Lancaster, Lansdowne, Merion, Park and Sedgley avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to construct the following sewers, viz.: On Adams street, from sewer in Adams street, east of Coral street, to the sewer at Gaul street; west sidewalk of Broad street, from Glenwood avenue to Indiana street; Camac street, between Allegheny avenue and Sedgley avenue; Darien street, from the sewer in Jefferson street to the south curb line of Oxford street; Delaware street, between Twentieth street and Twenty-first streets; Etting

street, from the sewer in Master street to the south curb line of Jefferson street; Ella street, from sewer in Coral street to the sewer in Emerald street; Fifth street, from end of present sewer, north of York street, to Cumberland street; Fiftieth street, from Greenway avenue to Kingsessing avenue; Fifty-first street, from Warren street to Lancaster avenue; Fifty-fourth street, from Hunter's lane to Paschal street, and on Paschal street, from Fifty-fourth street to Fifty-second street; Franklin street, from Parrish street to Poplar street; Garfield street, from sewer in Garfield street to northwest line of Garfield street; High street, from Germantown avenue to Morton street; Haines street, from Hancock street to Germantown avenue; Haverford street, from Forty-sixth street to Fiftieth street; Hancock street, from sewer in Somerset street to Indiana street; Indiana street, from sewer in Second street to Gurney street, and along Gurney street to Waterloo street; Jefferson street, from Johnson street to Duval street; Monterey street, from Jacoby street to Thirtieth street; Penn street, from Wayne street to the end of the present sewer; Queen street, from Third street to Fourth street; Ross street, from Mill street to Penn street; Sixth street, from connecting railway to Tioga street; Seventeenth street, from York street to Cumberland street; Twelfth street, from Allegheny avenue to Sedgley avenue; Twenty-second street, from York street to connecting railway; Twenty-eighth street, from Ellsworth street to Reed street; Thirtieth street, from Hermann street to York street; Thirteenth street, from Allegheny avenue to Clearfield street; Allegheny avenue, from Ridge avenue to Thirty-fifth street, and thence southward on said Thirty-fifth street; York street, from Twenty-sixth street to Twenty-seventh street; Chester avenue, from Fifty-first street to Fiftieth street; Frankford avenue, from Gunner's Run to a summit one hundred and sixty-five feet north of Tioga street; Frankford street, from Foulkrod street to Harrison street, and thence along Harrison street, from Frankford street to Little Tacony Creek; Frankford avenue, from Norris street to Susquehanna avenue; Girard avenue, from Fifty-second street to Fifty-fourth street; Island avenue, from Woodland avenue to North street, and on North street to Seventy-second street; Kensington avenue, from Cambria street to Clearfield street; Lancaster avenue, from Fifty-second street to Fifty-fourth street; Lansdowne avenue, from Fifty-second street to Fifty-fourth street; Merion

avenue, from Wyalusing street to Belmont avenue; Park avenue, from Allegheny avenue to Clearfield street; Sedgley avenue, from Germantown avenue to Clearfield street: *Provided*, That no assessment shall be made for the construction of the sewer in Garfield street, and that the sewer in Broad street shall be assessed on the west side only. Said sewers to be built in accordance with specifications prepared by the Director of the Department of Public Works.

SECT. 2. The Director of the Department of Public Works shall advertise according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidders; and it shall be a condition of said contract that the contractor shall accept the sums assessed upon and charged to the properties lying on the lines of said sewers in manner and form authorized by ordinance, entitled "An Ordinance regulating the assessment upon property for the construction of branch culverts or drains," approved May 12, 1866, and supplement thereto, approved February 16, 1869; any excess over and above said assessment, in addition to that provided for by ordinance, entitled "An Ordinance authorizing the Chief Engineer and Surveyor to draw warrants for street intersections, manholes and legal deductions in the construction of branch sewers," approved April 3, 1868, to be charged to item (for branch sewers) of annual appropriation made to the Department of Public Works (Bureau of Surveys), to an amount not exceeding the sum of thirty-five thousand (\$35,000) dollars.

SECT. 3. The Director of the Department of Public Works shall not advertise for proposals for the construction of any of the sewers authorized by this ordinance, until the streets are on the City Plan, legally opened, and all of the property abutting thereon, assessed to full City rates: *Provided, however*, That where the properties are assessed at less than full City rates, and the streets on the plans are opened, he may advertise and award contracts upon the receipt of a duly executed agreement binding the owners to pay the regular assessment charges.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 35, in the annual appropriation to the Department of Public Works (Bureau of Surveys) for the year 1890, for the construction of a bridge over the Philadelphia and Reading Railroad at Second street, and to Item 8, in the annual appropriation to the Clerks of Councils for said year to pay salary of cleaners and firemen.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of twenty-two thousand five hundred (22,500) dollars be, and the same is hereby appropriated out of proceeds of temporary loan for improvements to a new item, to be called Item 35, in the annual appropriation to the Department of Public Works (Bureau of Surveys) for the year 1890, for the construction of a bridge over the Philadelphia and Reading Railroad on the line of Second street, in the Thirty-third Ward, in accordance with Section 1 of ordinance approved June 17, 1889, entitled "An Ordinance to authorize the construction of a bridge over the Philadelphia and Reading Railroad at Second street, and to authorize a certain transfer therefor:" *Provided*, That should the contract price exceed said sum of twenty-two thousand five hundred (22,500) dollars; the said railroad company shall pay the balance.

SECT. 2. That the sum of three hundred (300) dollars be, and the same is hereby appropriated to Item 8 in the annual appropriation to the Clerks of Councils for the year 1890, to pay salary of cleaners and firemen.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of Daniel A. Kennedy for the construction of a main sewer on Clearfield street, from Thirteenth street to the connecting railway.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of Daniel A. Kennedy, for the construction of a main sewer on Clearfield

street, from Thirteenth street to the connecting railway be, and the same is hereby approved, and that John McCafferty is hereby approved as surety of the said Daniel A. Kennedy for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor, for the sum or price as follows: For sewer, eight (8) feet in diameter and appurtenances, twenty-two (22) dollars and nineteen (19) cents per linear foot; for additional twelve (12) inch terra cotta pipe in place (not in concrete), one (1) dollar and ten (10) cents per linear foot; total cost not to exceed the sum of sixteen thousand (16,000) dollars. And the City Solicitor is directed to file an agreement of record restricting the lien of the judgment to be entered against the said Daniel A. Kennedy to premises No. 1514 Centennial avenue (or Gratz street), and as against the said John McCafferty to premises No. 1846 North Twenty-third street.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Waterview Park, in the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the lot in the Twenty-second Ward, bounded by Haines street, Underhill street, Price street, Cedar lane, and the right of way of the Chestnut Hill Railroad Company, containing about six (6) acres, described as follows: Beginning at a point at the intersection of the southeasterly side of Haines street, with the southwesterly side of a certain sixty feet wide street, laid out on the City Plan, and intended to be opened, called Underhill street; thence southwesterly, along said side of Haines street, one hundred and eighty-five feet three inches to a point in the line of land of the Chestnut Hill branch of the Philadelphia

and Reading Railroad Company; thence along said land south five degrees fifteen minutes fifty seconds, west two hundred and eighty-one feet two and one-fourth inches to the ground of the Mission of St. Vincent de Paul; thence along said last mentioned ground south forty-seven degrees ten minutes east, three hundred and eighty-four feet eleven inches to the northwesterly side of Price street; thence northeasterly along said Price street, four hundred and forty-nine feet eight and one-fourth inches to the southwesterly side of said Underhill street, north forty-seven degrees twenty-seven minutes forty-five seconds west, along said line of said Underhill street, five hundred and fifty-five feet to the said southeasterly side of Haines street and place of beginning be, and is hereby selected for a public park, in accordance with the act of February 2, 1854, and the Director of the Department of Public Works is hereby authorized and directed to place said Park as above described, under the name of Waterview Park, upon the City Plan.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the reconstruction of the sewer on Levering and Cresson streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to reconstruct the sewer on Levering street, from Main street to Cresson street, and on Cresson street to Grape street, in accordance with specifications prepared by the Director of the Department of Public Works; the Director of the Department of Public Works shall advertise, according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidder, the cost of reconstructing the said sewers shall be charged to item (for branch sewers) of annual

appropriation made to the Department of Public Works (Bureau of Surveys) to an amount not exceeding the sum of three thousand (3,000) dollars.

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An ordinance to authorize the purchase of a lot of ground situate at the northwest corner of Twentieth and Berks streets, in the Thirty-second Ward, and to make an appropriation therefor," approved January 27, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the purchase of a lot of ground situate at the northwest corner of Twentieth and Berks streets, in the Thirty-second Ward, and to make an appropriation therefor," approved January 27, 1890, be altered and amended by striking out of the first section the words and figures eighty (80) feet, and inserting the words and figures seventy six (76) feet eight (8) inches, so that it will read, "Containing in front on Berks street, seventy-six (76) feet eight (8) inches," instead of "Containing in front on Berks street eighty (80) feet."

Approved the eleventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Catharine and Bainbridge Streets Passenger Railway Company to erect a temporary frame building on lot of ground corner of Vernon and Kansas streets, Thirtieth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same

is hereby granted to the Catharine and Bainbridge Streets Passenger Railway Company, to erect a temporary frame building, one hundred and seventy-five (175) feet by one hundred and thirty-four (134) feet, on lot of ground corner of Vernon and Kansas streets, Thirtieth Ward, to be used as a stable: *Provided*, That the privilege hereby granted shall be revocable by the passage of a resolution or ordinance to that effect without notice: *And also provided*, That the said company shall first pay into the City Treasury the sum of fifty (50) dollars for the printing of this ordinance.

Approved the thirteenth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Charles Este to erect a frame shed for the storage of lumber at the northwest corner of Seventeenth and Callowhill streets, Fifteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to Charles Este to erect a frame shed one story high, forty (40) feet by one hundred and fifty (150) feet, for the storage of lumber, at the northwest corner of Seventeenth and Callowhill streets, Fifteenth Ward: *Provided*, Said shed shall be removed at any time on the passage of a resolution or ordinance to that effect without notice: *And provided also*, That the said Charles Este first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the thirteenth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Webster, Charles, Dorset, Wyalusing, Markoe, "B" or Leamy, Gurney and Nice streets, Fairmount and East Leverington avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Webster street, from Green lane to Church street, at a cost not to exceed three hundred (300) dollars; Charles street, from Pechin street to Ridge avenue, at a cost not to exceed two hundred and twenty-five (225) dollars; East Leverington avenue, from Jeanette avenue to Magdalena street, at a cost not to exceed one thousand (1,000) dollars; Dorset street, from Chew street to about four hundred and sixty-five feet northeast of Boyer street, and for the necessary wooden trunk for drainage, at a cost not to exceed one thousand (1,000) dollars; Fairmount avenue, from Warren to Forty-second street, at a cost not to exceed one hundred and twenty-five (125) dollars; Wyalusing street, from Lancaster avenue to Fifty-second street, at a cost not to exceed six thousand (6,000) dollars, so much of the dirt removed from said Wyalusing street as may be needed to bring it to grade shall be deposited on Markoe street, from Fairmount avenue to Haverford street; "B" or Leamy street, from Lehigh avenue to Gurney street; and Gurney street, from "B" or Leamy to Somerset street, at a cost not to exceed three hundred and twenty-five (325) dollars; Nice street, from Baker to McFarren street, at a cost not to exceed one hundred and twenty-five (125) dollars; the owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the thirteenth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Department of Public Works to enter into a contract to aid the Meadow Company in the Twenty-seventh Ward in opening waterways in said ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract to an amount not exceeding seven thousand five hundred (7,500) dollars, to be taken from Item 25 in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890, for opening and developing waterways and sluices to drain the meadow lands in the Twenty-seventh Ward at the following points: Mingo Creek, from the Schuylkill River to Boon's Dam; Eagle Creek, from Mingo Creek to the back channel sluice; Church Creek, from Mingo Creek to Island road; Lands Creek, from Mingo Creek to Lands Creek sluice; Mary Creek, from Lands Creek sluice to Hay lane. All ordinances to the contrary hereof notwithstanding.

Approved the nineteenth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of a macadam pavement on Upsal street, from Germantown avenue to Green street, by the owners of property fronting thereon.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the owners of property fronting on Upsal street, from Germantown avenue to Green street, to pave the cart-

way of said street between the points named, with macadam pavement and vitrified brick gutters: *Provided*, That the same shall be paved from curb to curb and include all necessary intersections and non-assessable property, at the sole cost of the owners of the property and without any cost or charge whatsoever to the City of Philadelphia: *Provided further*, That the said paving shall be done under the direction, supervision and to the satisfaction of the Director of the Department of Public Works, as is now required under the contracts with the said City, and under specifications to be approved by the said Department, which shall contain all the usual requirements for like contracts with the City: *Provided further*, That the usual and necessary bond shall be first entered into with the City, satisfactory to the City Solicitor, by the contractor therefor, covenanting and agreeing to keep the said pavement in good order and repair for the space of three years after the said work is completed: *And further provided*, That nothing contained in this ordinance, or the contract to be made thereunder, shall prevent or exempt the owners of property fronting on said street, or their assigns, from being liable hereafter to pay for the repaving thereof with such other kind of pavement, when Councils shall hereafter determine so to do, and that said property owners shall enter into an agreement to that effect.

Approved the twenty-first day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Philadelphia Warehousing and Cold Storage Company to construct a tunnel under Beach street, between Noble and Green streets, to connect their properties on said street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby

granted to the Philadelphia Warehousing and Cold Storage Company to construct a tunnel under and across Beach street, between Noble and Green streets, for the purpose of connecting their properties on said street: *Provided*, That upon the completion of the said tunnel, the surface of the street over the same shall be restored by the said Company, and put in the same condition as at present, and that it shall be, by them, at all times hereafter, kept in good order and repair, and that the City be protected from all damage or injury by reason of the construction of the said tunnel: *And provided further*, That all alterations of water pipes, gas pipes, conduits, sewers or other artificial constructions beneath the bed of the street or on private property which may be required by reason of the construction of the tunnel, shall be made by said company pursuant to plans to be first submitted to and approved by the Board of Highway Supervisors, and that all alterations shall be made under the supervision and direction and with the approval of the Director of the Department of Public Works: *Provided also*, That the Philadelphia Warehousing and Cold Storage Company shall lay a drain pipe eighteen (18) inches in diameter through their property and under Delaware avenue, from Beach street to the Delaware River, for an outlet for the sewer in Beach street, which is cut off by said tunnel, and shall maintain the same and keep it in good condition, clear for the flow of water, and shall agree to become responsible for any damage arising from obstruction or any other cause resulting from change from the present mode of drainage: *Provided also*, That the said Philadelphia Warehousing and Cold Storage Company shall first file a satisfactory bond with the City Solicitor to insure the carrying out of the provisions of this ordinance, and to protect the City from all damages arising by reason of granting this privilege, and also pay into the City Treasury the sum of fifty (50) dollars to pay for the printing of this ordinance: *And further provided*, That this ordinance shall be revocable at any time by an ordinance or resolution of Councils to that effect.

Approved the twenty-first day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Supplemental to an ordinance entitled "An Ordinance authorizing the Frankford Avenue Merchants' Electric Light Company to open streets and lay and maintain underground conduits and wires for electric lighting," approved March 30, 1889, and to an ordinance amendatory to the same, approved September 9, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That permission be, and is hereby granted to the Frankford Avenue Merchant's Electric Light Company to lay and maintain underground conduits, cables and wires for electric lighting, and to construct the necessary manholes and to make house connections along the route of said conduits, according to plans to be approved by the Board of Highway Supervisors in the following streets, to wit: Trenton avenue, from Susquehanna avenue to Frankford avenue; Susquehanna avenue, from Trenton avenue to Frankford avenue; Frankford avenue, from the north side of Allegheny avenue to the south side of Master street; the said Frankford Avenue Merchants' Electric Light Company shall comply with the provisions of the ordinance regulating the laying and construction of underground wires, electrical conductors, conduits, cables and tubes, in the City of Philadelphia, approved August 5, 1886, and its several supplements, also with such rules and regulations as may be adopted from time to time by the Board of Highway Supervisors, for the laying and maintaining of underground wires, cables and conduits; and before this ordinance goes into effect, said Frankford Avenue Merchants' Electric Light Company shall enter into an agreement, to be approved by the City Solicitor, and to be filed in the Law Department, to furnish to the City of Philadelphia, free of cost, three additional arc lights, which shall be kept lighted from sundown to sunrise, to be satisfactory to the Department of Public Works, and to be located by said department, and shall agree to furnish said City, in addition thereto, one arc light, to be kept lighted from sundown to sunrise; for every additional hundred of such arc lights hereafter furnished to its commercial consumers, and to make return on the oath of one of the officers of said company to the Department of Public Works, on the first day of January of each year, or when-

ever required, of the number of lights furnished by it as aforesaid; and if at any time said company shall manufacture and install incandescent lights, the said company shall light, free of cost, all school, station and fire engine houses along the route of said conduit through which such incandescent service is introduced; any violation of this ordinance shall be construed to render the privileges hereby granted null and void and of no effect; and the privileges hereby and hereunder granted shall be exercised within five years from the passage of this ordinance; this ordinance shall be revocable at any time by the passage of an ordinance to that effect; the said company shall, before exercising any privileges hereunder, pay into the City Treasury the sum of fifty dollars to pay for printing this ordinance.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground on the northeast corner of Twenty-second and Berks streets, in the Thirty-second Ward, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized and directed to examine the title to all that certain lot or piece of ground situate on the northeast corner of Twenty-second and Berks streets, Thirty-second Ward, containing in front on said Twenty-second street two hundred and eighteen feet, and in depth eastward on the west side of Berks street one hundred feet; and if he approves of the same, to cause a conveyance of the said lot or piece of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of twenty-five thousand (25,000) dollars.

SECT. 2. That the sum of twenty-five thousand (25,000) dollars be, and the same is hereby appropriated to the Board of Public Education out of Item 46, in an ordinance approved

December 28, 1889, to make an appropriation to the Board of Public Education for the year 1890, to pay for the lot of ground described in the first section hereof, and warrants shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a certain property on the south side of Dickinson street, east of Seventh street, First Ward, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized and directed to examine the title to all that certain three story brick messuage and lot of ground situate on the south side of Dickinson street at the distance of two hundred and forty-one (241) feet four (4) inches eastward from the east side of Seventh street, in the First Ward, containing in front or breadth on said Dickinson street eighteen (18) feet and extending of that width southward one hundred and ten (110) feet to a certain twenty-five feet wide street; and if he approves of the same, to cause a conveyance of the said messuage and lot to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of five thousand five hundred (5,500) dollars: *Provided*, The Board of Public Education first secure a certain strip of ground adjoining the property described in this ordinance, eighteen (18) inches in width, and extending in depth one hundred and ten (110) feet, without any expense or cost to the City.

SECT. 2. That the sum of five thousand five hundred (5,500) dollars be, and the same is hereby appropriated to the Board of Public Education out of Item 46 of an ordinance approved December 28, 1889, to make an appropriation to the Board of Public Education for the year 1890, to pay for the brick

message and lot of ground described in the first section hereof. Warrants to be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the Lehigh Avenue Railway Company of Philadelphia to use storage battery electric traction upon the line of its railway tracks.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Lehigh Avenue Railway Company of Philadelphia be, and it is hereby authorized to use storage battery electric traction upon the line of its railway tracks. Said privilege may be revoked at any time by Councils upon the passage of an ordinance to that effect.

Before exercising the right to use said storage battery electric traction, the said company shall first pay fifty dollars into the City Treasury for printing this ordinance.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Department of Public Works and Board of Public Education for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.: Department of Public Works, City Ice Boats, from Item 1, for repairs and equipments of boats and machinery, six thousand (6,000)

dollars ; from Item 2, for fuel, nine thousand (9,000) dollars ; from Item 3, for salaries, eight thousand (8,000) dollars ; from Item 4, for provisions, two thousand (2,000) dollars ; Bureau of Surveys, from Item 29, for construction of branch sewers, twenty-five thousand (25,000) dollars, in all fifty thousand (50,000) dollars, to Item 6 (Bureau of Gas), for gas manufactured by the Philadelphia Gas Improvement Company, to pay said company for gas supplied during December, 1889, forty thousand nine hundred and thirteen (40,913) dollars and forty-nine (49) cents ; to Item 3 (Bureau of Highways), for repairs to paved streets, four thousand two hundred and fifty-four (4,254) dollars and thirty-one (31) cents ; to Item 4, for repairs to county roads, four hundred and eighty-nine (489) dollars and sixty-two (62) cents ; to Item 5, for repairs to sewers, one thousand three hundred and fifty-five (1,355) dollars and sixty-six (66) cents ; to Item 15, for paving and repaving footways, four hundred and thirty-six (436) dollars and eighty-six (86) cents ; to Item 21, for emergencies, two hundred and ninety-nine (299) dollars and thirty-five (35) cents ; to new Item 30, for repairs to main sewers, Parrish street, Brown street and Twenty-seventh street, two thousand two hundred and fifty (2,250) dollars and seventy-one (71) cents ; and the City Controller is hereby authorized to countersign warrants for the above, under and subject to the contracts heretofore executed for the work ; Board of Public Education, from Item 46, for new school-houses, etc., four thousand seven hundred and ninety-five (4,795) dollars and thirty-five (35) cents, to Item 32, for curbing, paving, grading, culverts, etc.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Moyamensing avenue, between Snyder avenue and Jackson street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be hereby authorized and directed to strike from the

City Plan Moyamensing avenue, between Snyder avenue and Jackson street: *Provided*, That the owners of ground on the line of Fourth street, from Snyder avenue to Jackson street, of the width of seventy feet, and the owners of the ground required to extend Cantrell and Winton streets westward to said Fourth street, first dedicate the same to the City of Philadelphia.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Grace M. E. Church to remove frame building used for Mission Chapel from the northeast corner of Fifteenth and York streets to the southwest corner of Seventeenth and York streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Grace M. E. Church to remove frame building used for Mission Chapel, from the northeast corner of Fifteenth and York streets to the southwest corner of Seventeenth and York streets: *Provided*, That said building shall be removed upon the passage of a resolution or ordinance to that effect without notice.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Players' National League Base Ball Club of Philadelphia to erect frame pavilions and stands on their grounds at Broad and Dauphin streets, Twenty-eighth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same

is hereby granted to the Players' National League Base Ball Club of Philadelphia to erect the necessary frame pavilions and stands for the accommodation of the general public on their grounds at Broad and Dauphin streets, in the Twenty-eighth Ward: *Provided*, Said pavilions and stands shall be removed at any time on the passage of a resolution and ordinance to that effect without notice: *And further provided*, That the said Players' National League Base Ball Club of Philadelphia first pay into the City Treasury the sum of fifty (50) dollars for the publication of this ordinance.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Pennsylvania Sugar Refining Company to erect a shed on Pier 46, north, on the Delaware River, in the Eighteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Pennsylvania Sugar Refining Company to erect a frame shed on Pier 46, north, on the Delaware River, in the Eighteenth Ward: *Provided*, That said work be done under the supervision and direction of the Director of Public Works: *And provided further*, That the said shed shall be removed at any time without notice on the passage by Councils of a resolution or ordinance to that effect: *And provided also*, That the said Pennsylvania Sugar Refining Company first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize satisfaction to be entered in cases of certain taxpayers who appear to be delinquent.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Collector of Delinquent Taxes be authorized and directed to enter satisfaction upon the record in any court in which a lien or judgment has been filed or entered against the properties on the schedule of cases furnished by the Board of Revision of Taxes, February 26, 1890 (Appendix of Common Council, No. 278).

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Department of Public Works, Public Safety and Receiver of Taxes, and Clerks of Councils for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seventy-three thousand nine hundred and seventy-nine (73,979) dollars and thirteen (13) cents be, and the same is hereby appropriated to the following items in the annual appropriation to the Department of Public Works: To new Item 30 (Bureau of Highways), for repairs to main sewers Parrish street, Brown street and Twenty-seventh street, thirty-two thousand eight hundred and seventy (32,870) dollars and twenty-three (23) cents; to new Item 31, for completing work on Moyamensing avenue, ten thousand six hundred and seventy (10,670) dollars; Bureau of Surveys, to Item 36, for repairs to main sewers on Willow street and on Germantown avenue, and on Thompson street, generally known as Cohocksink sewer, thirty thousand four hundred and thirty-eight (30,438) dollars and ninety (90) cents; and the City Controller is hereby authorized to countersign warrants for the above appropriations, under and subject to the contracts heretofore executed for the work.

SECT. 2. That the sum of thirteen thousand nine hundred and fifty-seven (13,957) dollars and fifty-one (51) cents be, and the same is hereby appropriated to the following items in the annual appropriations to the Department of Public Works, Public Safety and Receiver of Taxes, and Clerks of Councils for the year 1890, viz.: Department of Public Works, to new Item 7 $\frac{1}{2}$ (Bureau of Lighting), to refund W. T. B. Roberts money expended by him for twenty street lamps and posts erected in the Twenty-ninth Ward, in the months of October and December, 1887, two hundred and ten (210) dollars. Department of Public Safety, to new Item 18 (Bureau of Fire), to pay Mrs. Eliza Hayes, expense incurred for medical attendance and repairs occasioned by Engine No. 5 running into her wagon on the evening of December 3, 1889, sixty (60) dollars and five (5) cents; Bureau of City Property, to new item, to be called Item 31 $\frac{1}{2}$, for ground rents, Twenty-fifth and Callowhill streets, one thousand nine hundred and seventy-four (1,974) dollars; Ninth and Norris streets, six hundred (600) dollars; No. 711 South Second street, ninety-six (96) dollars; rentals, No. 3 South Thirty-seventh street, three hundred (300) dollars; and Juniper and Filbert streets, six thousand (6,000) dollars; total, eight thousand nine hundred and seventy (8,970) dollars. Department of Receiver of Taxes, to new Item 14, for refunding certain twice paid, over paid and paid in error, water rent and pipe laying bills, paid to the Bureau of Water from June 6 to December 31, 1889, and paid into the City Treasury by Receiver of Taxes, as per ordinance of December 24, 1878, one thousand two hundred and thirty-two (1,232) dollars and twenty-three (23) cents. Warrants to be drawn in favor of the persons named in the schedule filed with the City Controller; to Item 13, for refunding twice paid, over paid and paid in error, gas bills, three hundred (300) dollars; to Item 8, for paying the Receiver of Taxes for the Twenty-third Ward the deficiency in his commissions on collections for the year 1889, eighty (80) dollars and five (5) cents; to Item 11, for paying balance due for poor tax (Roxborough), one hundred and five (105) dollars and eighteen (18) cents. Clerks of Councils, to Item 7, for incidentals, three thousand (3,000) dollars.

Approved the twenty-fourth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Western Union Telegraph Company to lay wires in and occupy the underground conduits belonging to the Bell Telephone Company of Philadelphia, by and with the consent of said company.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Western Union Telegraph Company to occupy and use, by and with the consent of the Bell Telephone Company of Philadelphia, such part or parts of the underground conduits belonging to said Bell Telephone Company as may be necessary for the laying of the wires belonging to said Western Union Telegraph Company. That on all streets where the said Western Union Telegraph Company shall occupy the said conduits and operate its wires, the poles and wires on said streets shall be abandoned and removed by the said Telegraph Company; and in case of the failure of the said Company to remove the same, the Mayor is hereby authorized to direct the Company to remove them within thirty days; and in case the order is not complied with, he is hereby empowered to remove said poles and wires: *Provided*, That the said Western Union Telegraph Company shall comply with the provisions of the ordinance regulating the laying and construction of underground wires, electrical conductors, conduits, cables, and tubes in the City of Philadelphia, approved August 5, 1886, and such ordinances as are now in force or may hereafter be passed; also with such rules and regulations as are or may be adopted from time to time by the Board of Highway Supervisors for the laying and maintenance of underground wires, cables, conduits and tubes, and the construction of manholes not provided for in the ordinance above mentioned: *Provided, further*, That said Western Union Telegraph Company shall, as a condition precedent to the enjoyment of any of the rights and privileges herein and hereby granted, and in consideration thereof, contract and agree with the said City that any default by the said Company in the performance of any conditions of their said contract shall be construed and held to be a waiver and forfeiture of any and all of the rights and privileges herein and hereby granted; and before this ordinance shall become effective, the said Company shall enter into an agreement or

contract with the City accepting all the conditions, provisions, obligations and restrictions contained in this ordinance, and in addition thereto shall file a bond in the Law Department, to be satisfactory to the City Solicitor, in the sum of twenty thousand (20,000) dollars for the faithful performance of the said conditions and provisions, and shall pay fifty (50) dollars into the City Treasury for the printing of this ordinance. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Approved the twenty-seventh day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the sureties of John Taylor, Receiver of Taxes-elect.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Edward White, Andrew M. Moore, Charles A. Dougherty and Edward Bromley be, and they are hereby approved as sureties of John Taylor, Receiver of Taxes-elect, and the City Solicitor is hereby directed to prepare the proper bond and warrant of attorney for the said parties to execute, and to cause judgment to be entered thereon; and further, to file an agreement of record restricting the lien of the said judgment as against the said Edward White to premises Nos. 2435, 2437, 2449 and 2451 Perot street, 2037 and 2118 North Eighth street and 1901 North Second street; and as against the said Andrew M. Moore to premises No. 1220 Arch street, containing in front on Arch street seventy-five feet and in depth one hundred and seventy-three feet; and as against the said Charles A. Dougherty to premises No. 718 North Front street, 206 and 208 Poplar street; and as against the said Edward Bromley to all his right, title and interest in and to all that certain tract or piece of land with the buildings thereon, commencing at the northeasterly corner of Lehigh avenue and Fillmore street, formerly "A" street, in the Twenty-fifth Ward of the City of Philadelphia, thence extending northwardly along the easterly side of said

Fillmore street five hundred feet to the southerly side of Somerset street, thence extending eastwardly along the southerly side of said Somerset street two hundred and eighty feet seven and one-eighth inches to Gurney street, thence extending southeastwardly along the southwestly side of said Gurney street two hundred and ninety feet one and one-half inches to the westerly side of Leamy street, formerly "B" street, thence southwardly along the westerly side of Leamy street three hundred and eleven feet to the northerly side of Lehigh avenue, and thence westwardly along the northerly side of said Lehigh avenue five hundred feet to the place of beginning. Bounded westerly by the said Fillmore street, northerly by the said Somerset street, northeasterly by the said Gurney street, easterly by the said Leamy street, and southerly by the said Lehigh avenue, the same being a portion of the said tract of land called "Tusculum."

Approved the twenty-eighth day of March, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the creation of a loan by the City of Philadelphia for the sum of four million six hundred thousand dollars for the payment of temporary loans, the purchase of ground, and for permanent improvements.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor of Philadelphia be, and he is hereby authorized to borrow from the highest bidders, at not less than par, on the faith and credit of the City of Philadelphia, a sum of money not exceeding four million six hundred thousand dollars for the repayment of temporary loans, for the purchase of lots and the erection thereon of public school buildings, for the construction of main sewers, for water extensions, for the completion of the Walnut street bridge, for the completion of the county prison, for the purchase of the islands in the Delaware River, and for the permanent improvement of the gas plant and the highways of the City of Philadelphia: *Provided*, That one-half only, or

two million three hundred thousand dollars of the said authorized loan shall be created during the year 1890, and the remaining one-half in the year 1891.

SECT. 2. Interest upon the said loan shall be paid by the City at the rate of three per cent. per annum half yearly on the first days of May and November, at the office of the fiscal agency of the City of Philadelphia. The principal of said loan shall be divided into twenty series of two hundred and thirty thousand dollars each, alphabetically arranged; and each series shall be paid annually on the first day of November at said office, until the whole of said loan shall be paid, beginning with series "A," which shall be paid on the first day of November, in the year nineteen hundred.

SECT. 3. Whenever any loan shall be created by virtue of this ordinance, there shall be thereafter annually appropriated out of the income of the City of Philadelphia and from the money raised by taxation, a sum sufficient to pay the interest on said certificates, and after the said loan shall become payable, there shall be annually appropriated for the payment of the principal, the sum of two hundred and thirty thousand dollars.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To permit Messrs. G. and H. Barnett to lay an iron box and a tramway across Richmond street, between Frankford road and Front street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be hereby granted to Messrs. G. and H. Barnett to lay an iron box sixteen by twenty inches underground across Richmond street, between Frankford road and Front street, to be used for conducting steam and air pipes for running machinery. Also to lay a tramway twenty-two inches wide across the said Richmond street, between the points named. The said work shall be done under the proper supervision and direction of the Depart-

ment of Public Works in accordance with plans to be submitted to and approved in accordance with general ordinances by the Board of Highway Supervisors: *Provided*, That Messrs. G. and H. Barnett shall agree to be responsible for all damages that may be caused by reason of this privilege being granted to them, so long as the box and the tramway shall remain in said street, and shall repair and repave that part of the street opened, and shall also repair all defects in the street that may appear from time to time to be caused by the said opening, so long as this privilege shall be retained by them, whenever requested by the Director of the Department of Public Works to put the street in order: *And provided*, That the privilege hereby granted shall be revocable at any time without notice by the passage of a resolution or ordinance to that effect: *Provided further*, That fifty (50) dollars shall first be paid into the City Treasury for printing this ordinance.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to lay gas-pipe on the following streets, viz.: Jackson street, from Fourth to Fifth street; Daly street, from Twelfth to Thirteenth street; Tree street, from Eleventh to Thirteenth street; Reed street, from Ninth to Percy street, in the First Ward; Park Terrace, from Twenty-sixth to Taney street, in the Fifteenth Ward; Eyre street, from Thompson to Belgrade street; Sarah street (north side), to 150 feet east from Richmond street, in the Eighteenth Ward; Cheltenham avenue, from Boyer street to Stenton avenue; Stenton avenue, from Cheltenham avenue to Godfrey avenue, in the Twenty-second Ward; both sides of Mifflin street, from Thirteenth to Broad street; Broad street (east side), from Moore street to Passyunk avenue;

Nineteenth street, from Morris to Mifflin street; Morris street, from Seventeenth street to Nineteenth street; Mifflin street, from Mole to Sixteenth street; Sixteenth street, from Mifflin to McKean street; Twenty-first street, from Dickinson to Tasker street, in the Twenty-sixth Ward; Forty-eighth street, from Paschal avenue to Glenmore street; Forty-eight-and-a-half street, from Gray's Ferry road to Paschal avenue; Glenmore street, from Hanson to Forty-eighth street, in the Twenty-seventh Ward; north side of Fletcher street, from Twenty-sixth to Twenty-seventh street; Clarion street, between Park avenue and Thirteenth street; Hagert street, south of Cumberland street; Nineteenth street and Twenty-first street, from Dauphin to York street, in the Twenty-eighth Ward; Letterly street, between Coral street and Kensington avenue; Lloyd street, between Huntingdon and Sergeant streets, in the Thirty-first Ward; Twenty-seventh street (west side), from Sedgley avenue to Susquehanna avenue, in the Thirty-second Ward; Cambria street (north side), from the west side of Orrianna street to west side of Third street; Third street (east side), from Cambria street to Indiana avenue; Sterner street, from Front to Fillmore street; Lehigh avenue (north side), from Front to Fillmore street, in the Thirty-third Ward; Fifty-fifth street, from Haverford avenue to Melrose street; Forty-three-and-a-half street, from Wyalusing street to Mantua avenue, in the Thirty-Fourth Ward.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Allegheny and Willow avenues and Thirtieth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of

three months from the date of said notice, said streets will be required for public use, viz.: Allegheny avenue, from Broad street to Germantown avenue, to the width of eighty feet in the centre; Willow avenue, from Cheltenham avenue to Price street; and Thirtieth street, from the connecting railroad to Sedgley avenue: *Provided*, The owners of the property in the vicinity of said Allegheny avenue first file a satisfactory bond with the City Solicitor, indemnifying the City against damages for the opening of said street.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months, and upon the filing of the said bonds, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Commissioners of Fairmount Park of the park fund received in 1889, and now in the Treasury.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of ten thousand two hundred and ninety-five dollars and twelve cents paid into the City Treasury under the provisions of Section 23 of the act of April 14, 1868, during the year 1889, be, and the same is hereby appropriated to the Commissioners of Fairmount Park, the warrants therefor to be drawn by the said Commissioners.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

Of request to the City Controller to countersign certain warrants and suspending Joint Rule 4 of the Select and Common Councils.

Resolved, By the Select and Common Councils of the City of Philadelphia, That the City Controller be, and is hereby authorized to countersign warrants for the purchase of ice out of Item 3 for beef, mutton, pork, etc., in the annual appropriation to the Department of Charities and Correction (Bureau of Correction) for the year 1890, and that Joint Rule 4 of the Select and Common Councils is hereby suspended for the purpose of enabling the Clerks of Councils to present this Resolution to His Honor, the Mayor, for his approval or disapproval.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of sewers on Brown, Charlotte, Carlton, Cambria, Dauphin, Eighteenth, Forty-ninth, Fifty-fourth, Huntingdon, Howard, Indiana, Nineteenth, Otter, Orleans, Pagoda, Palethorp, Sansom, Second, Sixteenth, Seventeenth, Somerset, Gurney, Twenty-third and Thirtieth streets, Sedgley and Girard avenues, Montgomery, Thirty-first, Thirty-second, Twenty-second, Thirty-fourth, Pine, Thompson, Front, Wood and "K" streets, and Allegheny, Erie, Frankford, Glenwood, Kensington and Lehigh avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Works be, and is hereby authorized to construct the following sewers, viz.: On Brown street, between Lancaster avenue and Forty-third street; Charlotte street, between Brown and Poplar streets; Carlton street, from Sixteenth to Seventeenth street;

Cambria street, from Second to Mascher street; Cambria street, from Sixth street to east curb line of Seventh street; Dauphin street, between Twenty-fifth and Twenty-seventh streets; Eighteenth street, from Dauphin to York street; Forty-ninth street, from Woodland avenue to Kingsessing avenue; Fifty-fourth street, from Wyalusing to Vine street, and also from Supplee to Paschal street; Huntingdon street, between Fifteenth street and Glenwood avenue; Howard street, from Brown to Hare street, and on Brown street, from Howard to Twenty-second street; Indiana street, from the sewer east of Ormes street to Front street; Nineteenth street, between Walnut and Chestnut streets; Otter street, between Front and Leopard streets; Orleans street, from a sewer in Kensington avenue to the east side of Ruth street; Pagoda street, from Wallace street to Pennsylvania avenue; Palethorp street, from the summit south of Cambria street to a sewer in Cambria street; Sansom street, from Fifteenth to Sixteenth street; Second street, from Lehigh avenue to Cambria street; Sixteenth street, between Cumberland street and Glenwood avenue; Seventeenth street, from Cumberland street to Glenwood avenue; Somerset street, from Fillmore to Gurney street, and thence on Gurney street, from Somerset street southeastward about one hundred feet; Twenty-third street, from Federal to Dickinson street; Thirtieth street, from the sewer at the south side of the connecting railway northward to Sedgley avenue, thence on Sedgley avenue to Montgomery street, thence on Montgomery street to the west side of Thirty-first street; Thirty-first street, from Stiles street to Girard avenue, and thence eastward along Girard avenue to Thirtieth street; Thirty-second street, from the sewer at Reed street to the north house line of Wharton street; Twenty-second street, from Kimball to Christian street; Thirty-fourth street, from Spruce to Pine street, and on Pine, from Thirty-fourth to Thirty-sixth street; Thompson street, from Howard to Front street, and on Front street, from Thompson to Master street; Wood street, from Crown to Sixth street; on the north and south sides of Allegheny avenue, between Broad street and Germantown avenue; north and south sides of Erie avenue, from Broad to Seventeenth street; Frankford avenue, from Unity to Paul street; Glenwood avenue, from Huntingdon to Fifteenth street; on the west side of Kensington avenue, from York to Adams street; "K" street, from Kensington avenue to the north curb line of Venango street;

on the north side of Lehigh avenue, from Fairhill to Sixth street, and on the north and south sides of Lehigh avenue, from Broad street to Glenwood avenue: *Provided*, That the properties on the north side of Girard avenue, between Thirtieth and Thirty-first streets, the west side of Kensington avenue, between York and Adams street, and the north side of Lehigh avenue, between Fairhill and Sixth streets, only shall be assessed for the construction of sewers on the said streets, said sewers to be built in accordance with specifications prepared by the the Director of Department of Public Works.

SECT. 2. The Director of the Department of Public Works shall advertise according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidders; and it shall be a condition of said contracts that the contractor shall accept the sums assessed upon and charged to the properties lying on the lines of said sewers in manner and form authorized by ordinance entitled "An Ordinance regulating the assessment upon property for the construction of branch culverts or drains," approved May 12, 1866, and supplement thereto approved February 16, 1869; any excess over and above said assessment, in addition to that provided for by ordinance entitled "An Ordinance authorizing the Chief Engineer and Surveyor to draw warrants for street intersections, manholes and legal deductions in the construction of branch sewers," approved April 3, 1868, to be charged to items (for branch sewers) of annual appropriation made to the Department of Public Works (Bureau of Surveys), to an amount not exceeding thirty-two thousand (\$2,000) dollars.

SECT. 3. The Director of the Department of Public Works shall not advertise for proposals for the construction of any of the sewers authorized by this ordinance until the streets are on the City Plan, legally opened, and all of the property abutting thereon assessed to full City rates: *Provided, however*, That where the properties are assessed at less than full City rates, and the streets on the plans are opened, he may advertise and award contracts upon the receipt of a duly executed agreement binding the owners to pay the regular assessment charges.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 42 in the annual appropriation to the Department of Public Safety (Bureau of City Property), and Item 4 in the annual appropriation to the Clerk of the Courts of Oyer and Terminer and Quarter Sessions for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three thousand nine hundred and twenty-seven (3,927) dollars and thirty (30) cents be, and the same is hereby appropriated to Item 42 in the annual appropriation to the Department of Public Safety (Bureau of City Property), and Item 4 in the annual appropriation to the Clerk of the Courts of Oyer and Terminer and Quarter Sessions as follows: Department of Public Safety, to Item 42 (Bureau of City Property), for the erection of a police patrol and van stable in the Fourteenth Police District, Twenty-second Ward, one thousand seven hundred and fifty (1,750) dollars; Clerk of the Courts of Oyer and Terminer and Quarter Sessions, to Item 4, for advertising applications for liquor licenses, two thousand one hundred and seventy-seven (2,177) dollars and thirty (30) cents.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the building of a bridge and the grading of the approaches thereto on the line of the Philadelphia and Trenton Railroad, at Ferry lane, Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be authorized and directed to enter into a contract with the Pennsylvania Railroad Company for the construction of an iron bridge, to be supported on two stone piers, over the Philadelphia and Trenton Railroad at Ferry

lane, in the Twenty-third Ward, and for grading Ferry lane from a point three hundred and fifty feet north of to a point four hundred feet south of the centre line of the said railroad to a temporary grade of nine feet per hundred and twenty-six feet wide, in accordance with plans and specifications now filed in the office of the Chief Engineer and Surveyor, at a cost not to exceed one thousand (1,000) dollars, to be taken from Item 6, for grading in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contracts and surety of H. F. Sullivan, for the construction of the Wingohocking main sewer eastward from Penn street; also, a main sewer on Somerset street, from near Spring street to the Aramingo Canal; also, connections with the intercepting main sewer.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of H. F. Sullivan, for the construction of the Wingohocking main sewer eastward from Penn street; also, a main sewer on Somerset street, from near Spring street to the Aramingo Canal; also, connections with the intercepting sewer be, and the same are hereby approved; and that The City Trust Safe Deposit and Surety Company of Philadelphia be, and it is hereby approved as surety of the said H. F. Sullivan for the faithful performance of the said contracts: *Provided*, That the said contracts shall contain clauses that the said sewers shall be completed, in all respects, according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: For Wingohocking main sewer, 9½ feet in diameter, per linear foot, including all appurtenances, the sum of eighteen (18) dollars and ninety-four (94) cents; for sewer 11 feet in diameter, per linear foot, including all appurtenances, the sum of twenty-two (22) dollars and ninety-four (94) cents; for additional

twelve inch terra cotta pipe (not in concrete) laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of seventy thousand (70,000) dollars; for Somerset street sewer (twin sewer), 12 feet in diameter, per linear foot, including all appurtenances, the sum of forty-eight (48) dollars and ninety-four (94) cents; for eight hundred and fifty (850) linear feet of new bottom in each present sewer west of Aramingo Canal, the sum of five thousand (5,000) dollars; for additional twelve inch terra cotta pipe (not in concrete) laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of seventy thousand (70,000) dollars. For connections with intercepting sewer as follows: For sewer on Shur street, south of Cresson street, $3\frac{3}{4}$ and $4\frac{1}{2}$ feet in diameter, per linear foot, including 15 inch terra cotta pipe and all other appurtenances, the sum of eight (8) dollars and ninety-four (94) cents; for sewer on Shur street, north of Terrace street, $3\frac{1}{4}$, $3\frac{1}{2}$ and $3\frac{3}{4}$ feet in diameter, per linear foot, including 12 inch terra cotta pipe and all other appurtenances, the sum of eight (8) dollars and ninety-four (94) cents; for sewer on Cresson street, west of Shur street, of twelve inch terra cotta pipe in concrete, per linear foot, including all appurtenances, the sum of four (4) dollars; for cleaning out and filling up with brick-work, 23 manhole sumps on various streets, including all appurtenances, the sum of two hundred and thirty (230) dollars; for two hundred (200) linear feet of 6 inch wrought-iron vent pipe at the mills of Richard Hey & Son, and Hutchinson & Ogden; four lengths of 6 inch vent pipe at Stafford's Mill; one galvanized iron bucket, and removing two ventilating pipes, including all appurtenances, the sum of five hundred (500) dollars; for sewer 3 feet in diameter on Pechin street, per linear foot, including ten inch terra cotta pipe, and all other appurtenances, the sum of eight (8) dollars and ninety-four (94) cents; for additional twelve inch terra cotta pipe (not in concrete) laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of fifteen thousand (15,000) dollars.

Approved the first day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the repaving, with improved pavement of certain streets and the construction of sewers and the laying and relaying of gas and water-pipe in any of the said streets where the same may be necessary.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public works be, and he is hereby authorized to notify the Passenger Railway Companies having tracks upon the streets hereinafter named, to repave the same from curb to rail with eastern granite blocks in accordance with the provisions of Section 4 of an ordinance entitled "An Ordinance to regulate passenger railways," approved July 7, 1857: *Provided*, The said streets are in his opinion in such condition of repair that they need repaving, and that if the said Passenger Railway Companies refuse or neglect to begin the work of repaving within ten days of the date of his notice, the said Director is hereby authorized to enter into contracts with competent pavers to do the work, and upon its completion send the bills for the said work to the City Solicitor for collection, viz.: Tenth street, from Chestnut to Walnut street, and from Arch to Race street; Eleventh street, from Chestnut to Walnut street; Diamond street, from Tenth to Eleventh street; Filbert street, from Ninth to Eleventh street; Sansom street, from Ninth to Twelfth street; Twelfth street, from Chestnut to Walnut street; Sixteenth street, from Market to Locust street; Sixth street, from Arch to Race street, and from Chestnut to Locust street; Fourth street, from Race to Vine street; Eighth street, from Sansom to Locust street, and from Arch to Callowhill street; Arch street, from Broad to Tenth street, and from Tenth to Seventh street; South street, from Front to Fourth street; Front street, from Race to Callowhill street; Callowhill street, from Front to Fourth street; Spruce street, from Third to Seventh street; Walnut street, from Front to Fifth street; Lancaster avenue, from Saunders avenue to Thirty-ninth street; Second street, from Arch to Callowhill street, and from Pine to South street, east of the market houses; Seventeenth street, from Chestnut to Locust street; Nineteenth street, from Chestnut to Locust street; Thirteenth street, from Chestnut to Locust street; Locust street, from

Broad to Thirteenth street; Seventh street, from Spruce to South street; Front street, from Wharton to Federal street; Market street (south side), from Thirty-first to Thirty-third street, and north side from Thirty-second to Thirty-third street, the cost of this work to be charged to Item 13, Section 4, of the ordinance making an appropriation to the Department of Public Works for the year 1890.

SECT. 2. That the Director of the Department of Public Works be, and he is hereby authorized and directed to enter into contracts with competent pavers for the repaving of the following streets with granite, Pennsylvania or Lambertville blocks, with gravel joints, viz.: Carpenter street, from Ninth to Eleventh street; Queen street, from Second to Fourth street; Bank street, from Market to Chestnut street; New street, from Front to Second street; Cresson street, from Sixth to Nicholson street; Cherry street, from Ninth to Eleventh street; Crown street and York avenue, from Willow to Callowhill street; Frankford avenue, from Girard avenue to Master street; Hanover street, from Girard avenue to Belgrade street; Mascher street, from Berks to Norris street; Thirty-second street, from Thompson to Jefferson street; Coral street, from East Susquehanna avenue to Diamond street; East Susquehanna avenue, from Coral to Frankford avenue; Carpenter street, from Fifteenth to Sixteenth street. Also the following streets with sheet asphaltum, with broken stone and vulcanite base and binder, viz.: Tasker street, from Front street to Moyamensing avenue; Locust street, from Twenty-second to Twenty-third street; Mt. Vernon street, from Tenth to Twelfth street; Swain street, from Fifteenth to Seventeenth street; Oxford street, from Eleventh to Twelfth street; Marshall street, from Poplar street to Girard avenue; Thirty-ninth street, from Lancaster avenue to Fairmount avenue, and from Walnut street to Woodland avenue; Twenty-fifth street, from Columbia to Montgomery avenue; Federal street, from Broad to Twentieth street; Fitzwater street, from Twenty-second to Twenty-third street; Broad street, from Germantown to Glenwood avenue, or so much thereof as the appropriation for the work will permit, the cost of said paving to be charged to Item 24, Section 4, of the ordinance making an appropriation to the Department of Public Works for the year 1890.

SECT. 3. That the conditions of the contracts for the foregoing work shall be, that the contractors shall enter into an

obligation with the City to keep said streets in good repair for three years after the work is finished: *Provided*, That the Director of the Department of Public Works shall first advertise for proposals for repaving the said streets, and award the contracts to the lowest bidders.

SECT. 4. The Director of the Department of Public Works is hereby authorized to construct sewers, lay or relay gas or water-pipe in any of the said streets wherever the same may be necessary; said sewers to be built in accordance with the ordinances of May 12, 1866, and February 16, 1869, regulating the construction of sewers, any excess over and above the assessments provided for in ordinance of April 3, 1868, to be charged to Item 29, Section 7, of the ordinance making an appropriation to the Department of Public Works for the year 1890, and the cost of the laying or relaying of the gas-pipe shall be charged to Item 7, Section 3, and of the laying or relaying of water-pipe to Item 8, Section 8, of the same ordinance. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the second day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the appointment of a Joint Standing Committee on Fairmount Park.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That from and after the commencement of the councilmanic year following the passage of this ordinance there shall be established a Joint Standing Committee, to be designated the Committee on Fairmount Park, the Chairman of which shall be a member of the Common Council, the Committee to consist of twelve members from each chamber, whose duties in connection with the Park Commission shall be similar to those exercised by the Committee on Schools in connection with the Board of Public Education.

Approved the fifth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To provide for the licensing of omnibuses under authority of an Act approved April 15, 1850.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in all cases where privileges are desired to run omnibuses in the City of Philadelphia the parties desiring to obtain such privileges shall apply to these Councils, stating the routes, stands and terminals, the number and character of the omnibuses to be used, and such other information as may be required, whereupon Councils may, by ordinance, authorize and direct the Director of the Department of Public Works to issue licenses for said omnibuses, in which ordinance, however, Councils may determine or change the whole or any part of said route, and change or regulate the character, weight and capacity of said omnibuses, and make such other regulations as they may deem necessary. In no case shall any license be issued for a less sum than one-hundred (100) dollars per annum for each vehicle. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the fifth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To provide for the revision of plans Nos. 135 and 176.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and grades of Bellfield avenue, from Ruscomb street to Stenton avenue, on plans Nos. 135 and 176, for the purpose of better adapting them to the construction of main sewers.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be authorized and directed to lay gas-pipe on the following streets, viz.: Second street, between Mifflin and Wolf streets; Snyder avenue, from Second to Front street; Hancock street, from Snyder avenue to Jackson street, in the First Ward; Waterloo street, north to Bower street, and on Bower street to Mascher street; Palethorp street, between Diamond street and Susquehanna avenue, and from Dauphin to Huntingdon street; Hope street, from Harrison street to Susquehanna avenue, and York street to Huntingdon street; Mascher street (east side), between Huntingdon street and Lehigh avenue; Montgomery avenue, from Sixth to Third street; Randolph street, from Montgomery avenue to Columbia avenue; Manakin street, from Norris to Diamond street; Orkney street, from Norris to Diamond street; Manor street, from Montgomery avenue to Berks street; Colville street, from Front street to Kensington avenue; Waterloo street, from York to Cumberland street, in the Nineteenth Ward; Forty-first street, between Parrish and Ogden street, in the Twenty-fourth Ward; Norris street, from Eighteenth to Nineteenth street; Eighteenth street, from Tasker to Morris street; Twenty-eighth street, between Park and Reed street, in the Twenty-sixth Ward; Forty-eighth street, from Chester avenue to Kensington avenue; North side of Springfield avenue, from Forty-seventh to Forty-eighth street, in the Twenty-seventh Ward; Sommerville street, from west side of Mervine street to Twelfth street, in the Twenty-eighth Ward.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To reduce the width of Fourth street, from Jackson street to Government avenue, First Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public

Works be, and is hereby authorized to revise the lines and grades of plan of Fourth street, from Jackson street to Government avenue (First Ward), by reducing the width of said Fourth street from one hundred feet to seventy feet in width. The west line of said Fourth street to remain as heretofore, viz.: parallel with, and at the distance of four hundred feet eastward from the east side of Fifth street. The footways of said Fourth street to be eighteen feet in width: *Provided*, That the owners of the ground within the lines of the said street shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of Westview avenue, from Germantown avenue to Quincy street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and grades of Westview avenue, from Germantown avenue to Quincy street, in the Twenty-second Ward, so as to conform to existing curb lines.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of a stone drain across Manayunk avenue, east of Shurs line, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract for

the construction of a stone drain across Manayunk avenue, east of Shurs lane, in the Twenty-first Ward, at a cost not to exceed (500) dollars, to be taken out of Item 6 for grading, in annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise grades on portion of plan number two hundred and fifty one, in such manner as to carry Broad street under the connecting railway.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the grades of Broad street, between Cambria street and Clearfield street, by depressing the street under the connecting railway so as to give greater headroom.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To increase the width of McFerran street from Germantown avenue to Broad street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the line of McFerran street, from Germantown avenue to Broad street, in such manner as to make the same thirty (30) feet wide by adding thereto five (5) feet on the southeastward side.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the Director of the Department of Public Works to locate and erect public lamps on streets newly opened or authorized to be paved or repaved.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized to locate and erect public lamps on streets newly opened or authorized to be paved or repaved: *Provided*, That no gasoline lamp shall be located where there is a gas main: *And provided also*, That no public gas-lamp shall be located on the same side of the street within one hundred feet of another lamp, except at the corners of streets, in front of churches and public halls and ends of alleys: *Provided also*, That where it becomes necessary to lay a service pipe across the street in order to supply any gas-lamp located by this ordinance the Director of the Department of Public Works is hereby authorized and directed to lay the same.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the entering of security for the immediate opening of "D" street, from Stamwood street to School lane, in the Twenty-third Ward.

WHEREAS, Security has been entered satisfactory to the City Solicitor to indemnify the City against all damages by reason of the opening of "D" street, from Stamwood street to School lane, in the Twenty-third Ward; now, therefore,

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor be, and he is hereby authorized and requested to enter security for the immediate opening of said "D" street, from Stamwood street to School lane, in the Twenty-third Ward, and that upon the

entering of said security, the Director of the Department of Public Works be, and he is hereby authorized to enter upon and open said street.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to pay Robert Higgins for the construction of a sewer on Saunders avenue, from Powelton to Lancaster avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of five hundred and sixty-seven (567) dollars and sixty-five (65) cents be, and is hereby appropriated out of the item for the construction of branch sewers in the annual appropriation to the Bureau of Surveys, Department of Public Works, to pay Robert Higgins for the construction of a sewer in front of the properties of "The Old Men's Home" of Philadelphia, and the "Pennsylvania Home for Blind Women," on Saunders avenue, between Powelton and Lancaster avenues.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Airdrie, Carey, Boudinot, Nineteen-and-one-half, Nineteen-and-three-quarters, Orkney, Twelfth, Wendover streets and Park Terrace.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan, Airdrie street, thirty feet wide, from Fifth street to

Lawrence street; Carey street, thirty feet wide, from Fifth street to Lawrence street; Boudinot street, fifty feet wide, from Indiana street to Clearfield street; Nineteen-and-one-half street, thirty feet wide, from Dauphin street to York street; Nineteen-and-three-quarters street, thirty feet wide, from Dauphin street to York street; Orkney street, thirty feet wide, from Ontario street to Westmoreland street; Twelfth street, fifty feet wide, from Sedgley avenue to Allegheny avenue; Wendover street, forty feet wide, from Manayunk avenue to Terrace street; and Park Terrace, forty feet wide, from Twenty-seventh street to Pennock street: *Provided*, That the owners of ground within the lines of the said streets or avenues shall first dedicate the same as public highways, or shall first file a bond, or enter into a written agreement, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Clearfield, Thirtieth, Twenty-eighth, Dean, McKean, Carlisle, Delaware and Ristine streets and Erie avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks, and gravel joints, viz.: Clearfield street, from Fifteenth to Sixteenth street, cost to the City not to exceed six hundred (600) dollars; Thirtieth street, from Herman to York street, cost to the City not to exceed seven hundred (700) dollars; Twenty-eighth street, from Federal to Wharton street, cost to the City not to exceed twelve hundred and fifty (1,250) dollars; Dean street, from

Morris to Pierce street, cost to the City not to exceed sixty (60) dollars; McKean street, from Thirteenth to Juniper street, cost to the City not to exceed three hundred and fifty (350) dollars. The following streets with New Cumberland, West Virginia, vitrified paving bricks, with pitch cemented joints, viz.: Carlisle street, from Tioga to Venango street, cost to the City not to exceed one hundred and sixty (160) dollars; Delaware street, from Twentieth to Twenty-first street, cost to the City not to exceed one hundred and sixty (160) dollars; Ristine street, from Wolf to Jackson street, cost to the City not to exceed four hundred and fifty (450) dollars; Erie avenue, from Broad to Seventeenth street, of a width of fifty (50) feet in the centre thereof, and the Department of Public Works be authorized and directed to give the stakes so that the curb shall be set to that width, cost to the City not to exceed four thousand eight hundred (4,800) dollars, without a sewer being first constructed or water or gas-pipe being laid: *Provided*, That sewers, water and gas-pipes, when necessary, shall be laid under the sidewalks. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades in the territory between Kensington and Frankford avenues, and between Venango and Adams streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and

grades between Kensington avenue and Frankford avenue, and between Venango street and Adams streets, and to straighten Frankford avenue within those limits.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890, for surfacing Island road.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of ten thousand (10,000) dollars be, and the same is hereby appropriated to Item 4 in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890, for surfacing Island road from Penrose Ferry bridge westward as far as said sum will go: *Provided*, That the property owners fronting on said road, or their assigns, shall not be exempt from paying for improved pavement when the same shall be done on said road, and that said property owners shall enter into an agreement to that effect.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Fifty-first, Fifty-fourth, Chancellor and Carlisle streets, and intersections on Gerhard street, between Moore and Mifflin streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or

pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks, and gravel joints, viz.: Fifty-first street, from Westminster avenue to Wyalusing street, without a sewer being first constructed in said street, cost to the City not to exceed three thousand four hundred (3,400) dollars; Fifty-fourth street, from Vine street to Hunters lane, cost to the City not to exceed eleven thousand three hundred (11,300) dollars; the following streets with vitrified paving brick with pitch cemented joints, viz.: Intersections on Gerhard street, between Moore and Mifflin streets, cost to the City not to exceed one hundred and fifty (150) dollars; Chancellor street, from Thirty-second street to a point three hundred and six feet west of the west side of said Thirty-second street, cost to the City not to exceed twenty-five (25) dollars; Carlisle street, from Diamond street to Susquehanna avenue, cost to the City not to exceed one hundred and fifty (150) dollars; the conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To permit the owners of property to pave Lawrence street, from Westmoreland to Ontario street, without a sewer or a gas-pipe being first laid.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the owners of property on Lawrence street, from Westmoreland to Ontario street, be

hereby authorized and permitted to enter into a contract to pave the said street with granite blocks, without cost to the City in accordance with the general ordinance of November 23, 1887, without first constructing a sewer or laying gas-pipe.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the City Controller to countersign certain warrants drawn by the Board of Public Education for bills of 1888 and 1889, charged to items in the appropriation for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be, and he is hereby authorized to countersign warrants drawn by the Board of Public Education for bills incurred in 1888 and 1889, and charged to items in the annual appropriation to the said Board for the year 1890, as follows: To Items 27, for advertising, "*Public Ledger*," bill of 1888, for fifteen (15) dollars and twenty (20) cents; "*Public Ledger*," bill of 1889, for two (2) dollars and eighty (80) cents; "*Philadelphia Inquirer*," bill of 1888, for four (4) dollars and fifty (50) cents; "*The Press Company*," bills of 1889, for forty-three (43) dollars and twenty (20) cents; "William M. Singerly," bills of 1889, for twenty-six (26) dollars and eighty (80) cents; "*The Item*," bill of 1889, for five (5) dollars and sixty (60) cents; "*Evening Star*," bill of 1889, for eight (8) dollars and ten (10) cents; "*Evening Telegraph*," bill of 1889, for three (3) dollars and thirty (30) cents. To Item 33, for incidentals, etc., "I. M. Davis," bill of 1889, for eight (8) dollars and seventy-five (75) cents; "Watkin D. Evans," bill of 1889, for eighteen (18) dollars; "H. Ridgway," bill for 1889, for one (1) dollar and fifty-six (56) cents; "Martin O'Reilly," bill of 1889, for six (6) dollars and seventy-five (75) cents; "Philadelphia Local Telegraph Company," bill of 1889, for nine (9) dollars and eighty-two (82) cents; "Western Union Telegraph

Company," bill of 1889, for seventy-seven (77) cents. To Item 19, for fuel, "Lehigh Coal and Navigation Company," bill of 1889, for three (3) dollars; "Daniel B. Ruffurer," bill of 1889, for seven (7) dollars and fifty (50) cents; "Chalfont Brothers," bill of 1889, for sixty-four (64) dollars.

Approved this seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Atlantic, Bancroft, Daly, Emily, Eyre, Folsom, Forty-eighth, Glenmore, Hanson, Lee, McClellan, Mercy, Manakin, Park Terrace, Reece, Tree, Westmont, and Waterloo streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Atlantic street, from Wissahickon avenue to Twenty-fourth street, forty feet wide; Bancroft street, from Moore to Mifflin street, to be in a straight line, and thirty feet wide; Daly street, from Fourth to Fifth street, thirty feet wide; Emily street, from Tenth to Eleventh street, thirty feet wide; Emily street, from Front to East Second street, thirty feet wide; Emily street, from Second street to Moyamensing avenue, thirty feet wide; Eyre street, from Belgrade to Thompson street, thirty feet wide; Folsom street, from Twenty-sixth to Taney street, thirty feet wide; Forty-eighth street, from Paschal avenue to Glenmore street, forty feet wide; Glenmore street, from Forty-eighth to Hanson street, thirty feet wide; Hanson street, from Paschal avenue to Glenmore street, forty feet wide; Lee avenue, from Sixtieth to Sixty-first street, fifty feet wide; McClellan street, from Eleventh to Gerhard street, thirty-five feet wide; Mercy street, from Second street to Moyamensing avenue, thirty feet wide; Manakin street, from Diamond street to Susquehanna avenue, thirty feet wide; Park Terrace, from Twenty-sixth to

Taney street, thirty feet wide; Reece street, from Wolf to Ritner street, thirty feet wide; Tree street, from Fourth to Fifth street, thirty feet wide; Tree street, from Eleventh to Thirteenth street, thirty feet wide; Westmont street, from Twenty-ninth to Thirtieth street, thirty feet wide; and Waterloo street, from Ontario to Tioga street, thirty feet wide: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to place upon the City Plan Filbert street, from Forty-first to Forty-third street; and Forty-third street, from Market street to Powelton avenue."

SECTION 1. *The Select and Common Councils of the City of Philadelphia, do ordain*, That an ordinance entitled "An Ordinance to place upon the City Plan Filbert street, from Forty-first street to Forty-third street; and Forty-third street, from Market street to Powelton avenue," approved the Twelfth day of March, 1887, be altered and amended so as to read, that the department of Public Works be, and is hereby authorized to place upon the City Plan Filbert street, from Forty-second street to Market street, in the Twenty-fourth Ward.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Taney, Wood, Magnet, Osborn, Mitchell, Mansfield, McCallum, Wayne, Carpenter, Green, Wadsworth, Clinton, Haworth, Weikel, Fifty-seventh, Glenmore, Forty-eighth, Forty-eight-and-one-quarter, Hanson, Westmoreland, Sixty-two-and-one-half, Callowhill, Broad, Orkney and Tabor streets, Wissahickon, Ashland and Hoffman avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Taney street, from Brown street to Hare street, at a cost not to exceed one hundred and fifty (150) dollars; Wood street, from Jefferson to Fountain street, at a cost not to exceed seven hundred (700) dollars; Magnet street, from Flint to Gay street, at a cost not to exceed two hundred and fifty (250) dollars; Osborn street, from Ridge avenue to Manayunk avenue, at a cost not to exceed seven hundred (700) dollars; Mitchell street, from Markle to Charles street, at a cost not to exceed three hundred and twenty-five (325) dollars; Mansfield street, from Haines to Eastburn street, at a cost not to exceed six hundred (600) dollars; McCallum street, from Gowen avenue to Mt. Pleasant avenue, at a cost not to exceed two hundred (200) dollars; Wayne street, from Frank street to a point three hundred feet southeast of Philellena street; Wissahickon avenue, from Kitchens lane to a point northwest of Carpenter street, and Carpenter street, from Sherman street to Wissahickon avenue, at a cost not to exceed one thousand eight hundred (1,800) dollars; Green street, from Ellet street to Gowen avenue, at a cost not to exceed two thousand six hundred (2,600) dollars; Wadsworth street, from Sprague street to Stenton avenue, at a cost not to exceed one thousand and fifty (1,050) dollars; Clinton street, from Tabor street to a point north of Chew street, cost not to exceed two hundred and sixty (260) dollars; Haworth street, from Frankford avenue to Willow street, at a cost not to exceed two hundred and sixty (260) dollars; Weikel street, from Allegheny avenue to Clearfield street, at a cost not to exceed one thousand (1,000) dollars; Ashland and Hoffman avenues, from Fifty-seventh to

Fifty-eighth street, and Fifty-seventh street, from Hoffman avenue to Thomas avenue, at a cost not to exceed one thousand (1,000) dollars; Glenmore street, from Forty-eighth to Hanson street; Forty-eighth street, from Paschal avenue to Glenmore street; Forty-eight-and-one-half street, from Paschal avenue to Gray's Ferry avenue; Hanson street, from Paschal avenue to Glenmore street, at a cost not to exceed twelve hundred (1,200) dollars; Westmoreland street, from Seventeenth street to Germantown Railroad, at a cost not to exceed one hundred and fifty (150) dollars; Sixty-two-and-one-half street, from Vine to Hamilton street, at a cost not to exceed twelve hundred (1,200) dollars; Callowhill street, from Sixty-two-and-one-half to Sixty-third street, at a cost not to exceed four hundred (400) dollars; Broad street, from Germantown avenue to a point two hundred feet north of Cayuga street, at a cost not to exceed five thousand (5,000) dollars; Orkney street, from Ontario street to a point three hundred and fifty-eight feet south therefrom, at a cost not to exceed one hundred and twenty-five (125) dollars; Tabor street, from the east side of Fifth street to the Kensington and Oxford turnpike, at a cost not to exceed three thousand six hundred (3,600) dollars: *Provided*, That in cases where the grade has not been established, the streets shall be graded to the proposed grade, the owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the seventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in East Second, Mercy, Emily, Pennock, Cotton, Hancock, Huntingdon, Sixteenth, Seventeenth, Eighteenth, Twenty-third, Thirty-first, Thirty-second, Victor, Hollingsworth, Thirty-third, Clifford, Neill, Mauran, Natrona, Darwin, Philip, Ontario, Mascher, Tioga, Third, Conestoga and Sixty-first streets; Ashland, Manayunk, Chelton, Sedgley, Montgomery, Lehigh, Allegheny and Glenwood avenues, and to relay Prime and Swanson streets and Reading pike.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to lay water-pipe in East Second street, from McKean to Snyder avenue; Mercy street, from Second street to Moyamensing avenue; Emily street, from Second street to Moyamensing avenue; Emily street, from Front to East Second street; Pennock street, from dead end south of Brown street to Pennsylvania avenue; Manayunk avenue, from Roxborough avenue to Penn street; Ashland avenue, from Penn street to Shurs lane; Cotton street, from Terrace to Bellair; Chelton avenue, from Cedar to Wilson street; Hancock street, from Pastorius to Herman street; Twenty-third street, from Federal to Dickinson street; Allegheny avenue, from Broad street to Germantown avenue; Lehigh avenue, from Broad street to Glenwood avenue; Huntingdon street, from Sixteenth street to Glenwood avenue; Sixteenth street, from Cumberland street to Glenwood avenue; Glenwood avenue, from Fifteenth to Huntingdon street; Seventeenth street, from York to Cumberland street; Seventeenth street, from seven hundred and ninety-eight (798) feet north of Cumberland street to Glenwood avenue; Eighteenth street, from Dauphin to York street; Thirty-first street, from Columbia avenue to Berks street; Thirty-second street, from Oxford to Berks street; Thirty-third street, from connecting railroad to Montgomery avenue; Montgomery avenue, from Thirty-third street to Sedgley avenue; Sedgley avenue, from Montgomery avenue to Thirtieth street; Clifford street, from Thirty-third to Victor street; Hollingsworth street, from Thirty-first to Thirty-third street; Victor street, from Thirtieth to Thirty-first street;

Neill street, from Thirty-third street to connecting railroad ;
 Mauran street, from Thirty-third street to connecting railroad ;
 Natrona street, from Oxford street to connecting railroad ;
 Darwin street, from Fifteenth to Sixteenth street ; Philip
 street, from Glenwood avenue to Ontario street ; Ontario
 street, from Howard to Mascher street ; Mascher street, from
 Ontario to Tioga street ; Tioga street, from Howard to Mascher
 street ; Third street, from Glenwood avenue to Ontario street ;
 Conestoga street, from Lansdowne avenue to Hunter's lane ;
 Sixty-first street, from Girard to Westminster avenue, and to
 relay with larger pipe Prime street, from Swanson street to
 one hundred (100) feet east of Front street ; Swanson street,
 from Prime to Christian street ; Reading pike, from Chestnut
 avenue to five hundred and sixty-three (563) feet northwest
 of Bell's Mill road.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To regulate the construction and maintenance of the tracks of
 steam railroads over and across sewers.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That all tracks of railroads upon which freight or passenger trains drawn by locomotives are, or are to be run, shall be laid upon piles and stringers so driven and placed over and across the sewers of the City that the weight of the tracks and the trains running upon them shall rest upon the said piles and stringers, and not upon the sewers beneath ; and that wherever such tracks are already laid over or across said sewers, the companies owning or using them shall relay and support them in the manner herein described, whenever required so to do by the Department of Public Works.

SECT. 2. That if any companies owning or using such tracks, laid or to be laid, shall neglect or refuse to comply with the provisions of the foregoing section, they shall be

subject to a fine or penalty of fifty (50) dollars per day for each and every day during such refusal; and the Department of Public Works is hereby authorized to relay such tracks in the manner herein required, and to collect the cost of the work from the company owning or using the tracks relaid.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Authorizing the name of Tunis W. Van Hosen to be taken from the list of delinquent contractors.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby directed to take from the list of delinquent contractors the name of Tunis W. Van Hosen.

The sum of fifty dollars to be first paid into the City Treasury by the parties named in this ordinance to pay for the printing of the same.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the north line of Chestnut street, between Ninth and Tenth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the north line of Chestnut street between Ninth and Tenth streets, in such manner that the new line shall lie to the northward of the line of said Chestnut street, as established by an ordinance approved the 31st day of March, A. D. 1884, a distance of one foot

four and three-quarters inches, so that Chestnut street between Ninth and Tenth streets shall be sixty-one (61) feet four and three-quarters ($4\frac{3}{4}$) inches in width.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place Cedar street on the City Plan, from Main street to the Schuylkill River.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place Cedar street, in the Twenty-first Ward, upon the City Plan, from Main street to the Schuylkill River, of the width of fifty feet: *Provided*, That the owners of the ground within the lines of the said street shall first dedicate the same as a public highway, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the grade of Main street, from Jackson street to Green lane, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the department of Public Works (Bureau of Surveys) be, and is hereby authorized to revise the grade of Main street, from Jackson street to Green lane, in the Twenty-first Ward.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Twenty-eighth, Pechin, Grape, Adams, Webster and Jefferson streets, Freeland and Jamestown avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Twenty-eighth street, from Park to Reed street, with granite, Pennsylvania or Lambertville blocks, and gravel joints, cost to the City not to exceed two thousand (2,000) dollars. The following streets with granite, Pennsylvania or Lambertville blocks, pebble and pitch cemented joints, without a sewer being first constructed, viz.: Pechin street, from Penn street to Shurs lane, cost to the City not to exceed eight hundred and twenty-five (825) dollars; Grape street, from Bellair to Boone street, cost to the City not to exceed one thousand and seventy-five (1,075) dollars; Adams street, from Terrace street to Manayunk avenue, cost to the City not to exceed one thousand six hundred (1,600) dollars; Freeland avenue, from Penn street to Shurs lane, cost to the City not to exceed two hundred and thirty (230) dollars; Webster street, from green lane to Centre street, cost to the City not to exceed one thousand and twenty-five (1,025) dollars. The following sheets with standard sheet asphaltum, or New Cumberland, West Virginia, vitrified paving bricks, with pitch cemented joints, without a sewer being first constructed, viz.: Jamestown avenue, from Ridge avenue to Jeanette avenue, cost to the City not to exceed one thousand eight hundred and fifty (1,850) dollars; Pechin street, from Roxborough avenue to Penn street, cost to the city not to exceed two thousand (2,000) dollars; Jefferson street, from Ridge avenue to Selig street, cost to the City not to exceed one thousand one hundred and fifty (1,150) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*. Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals

for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To establish the width of Atlantic street, between Seventeenth street and the east side of Germantown Railroad.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public works be authorized to establish the width of Atlantic street at forty feet, between Seventeenth street and the east side of Germantown Railroad.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Lee, Indiana, A, B and Twenty-third streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz.: Lee street, from Tioga to Venango street; Indiana street, from the North Pennsylvania branch of the Philadelphia and Reading Railroad to about three hundred feet west of Second street; A and B streets, from Indiana to Venango street, Thirty-third Ward; and Twenty-third street, from Federal to Dickinson street, Twenty-sixth Ward: *Provided*, The owners of property in the vicinity of each of said

streets first file a satisfactory bond with the City Solicitor indemnifying the City against damages by reason of the opening of said streets.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the grades on Plan No. 106, between Thirty-eighth street and Fortieth street, Poplar street and the Pennsylvania Railroad.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works (Bureau of Surveys) be, and are hereby authorized to revise the grades on Plan No. 106, between Thirty-eighth street and Fortieth street, Poplar street and the Pennsylvania Railroad.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of McCallum, Twenty-fourth, Bancroft (or Atlantic) and Venango streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz.: McCallum street, from Lincoln avenue to Allen's lane, on the recently revised line: *Provided*, The owners of property in interest first enter bonds or give satisfactory assurances to the City Solicitor that the City will be

protected from damages by reason of said opening. Twenty-fourth street, from York street to Lehigh avenue; Bancroft (or Atlantic) street, from Dauphin to York street; Venango street, from "J" to "K" street.

SECT. 2. Upon the entering of the bond or satisfactory assurances for opening said McCallum street, the Mayor is hereby requested to enter security for said street, and, immediately on the passage of this ordinance, for the other streets for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months and upon the filing of the said bonds the Director of the Department of Public Works shall proceed forthwith to open said streets.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Deveraux, Margaretta, Cedar, Church, New, Oakland and Thomas streets and Cedar lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz.: Deveraux street, from Walker street to Bristol turnpike; Margaretta street, from Frankford avenue to Cherry street; Cedar street, from Margaretta to Meadow street; Church street to its full width, from Torresdale avenue to Frankford avenue; New street, from Tackawana to Jackson street; Oakland street, from Unity street to Oxford road; and Thomas street, from Ruan to Church street, all in the Twenty-third Ward; Cedar lane, from Cheltenham avenue to Locust street, in the Twenty-second Ward.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed

by reason of the opening of said streets, and at the expiration of the said three months and upon the filing of said bond the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To permit property owners in vicinity of Ruth street to enter a bond to indemnify the City against damages by reason of opening said Ruth street, from Orleans to Clearfield street.

WHEREAS, By an ordinance approved the third day of July, 1889, the Director of the Department of Public Works was directed to notify the owners of property over and through which *inter alia* Ruth street, between Cambria and Clearfield streets, will pass, that at the expiration of three months from the date of said notice said streets will be required for public use: *Provided*, That the owners of property in the vicinity of each of said streets first file a satisfactory bond with the City Solicitor, indemnifying the City against all damages by reason of the opening of said street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the owners of property in the vicinity have leave to file a satisfactory bond with the City Solicitor indemnifying the City against all damages by reason of the opening of said Ruth street, between Orleans and Clearfield street.

SECT. 2. That on the filing of the bond for the opening of Ruth street, between Orleans street and Clearfield street, the Mayor of the City is hereby authorized and requested to enter security on behalf of the City for the payment of any damages which may be awarded by reason of said opening, and upon the filing of said bond the said Ruth street, between Orleans and Clearfield streets, be opened as aforesaid for immediate use.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance authorizing the opening of Gillingham, Ruth, Ninth, Gurney, Fillmore, Ontario, Thirty-first, Thirty-second, Thirty-third and Thirty-fourth streets, Union, Highland, Evergreen and Southampton avenues," approved July 3, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the opening of Gillingham, Ruth, Ninth, Gurney, Fillmore, Ontario, Thirty-first, Thirty-second, Thirty-third and Thirty-fourth streets, Union, Highland, Evergreen and Southampton avenues," approved July 3, 1889, be altered and amended by inserting the word "Ontario," after the word Gurney in the second section, so that it will read "SECT. 2. On the filing of the bond for the opening of said Ninth, Gurney, Ontario and Fillmore streets, the Mayor of the City is hereby authorized and requested to enter security on behalf of the City for the payment of any damages which may be awarded by reason of said opening, and upon the filing of said bond the streets shall be opened for immediate use."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER

Mayor of Philadelphia.

AN ORDINANCE

To revise the grades of Sprague and Rounfort streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the grades of Sprague and Rounfort streets, in the Twenty-second Ward: *Provided*, That the parties interested therein first agree with the City of Philadelphia to replace at their own cost the street pavement affected by the operation of this ordinance.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To regulate the placing of streets upon the City Plan, and the issuing of building and other permits by the Departments and Bureaus of the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That from and after the passage of this ordinance, no street hereafter to be opened shall be accepted or placed upon the plans of the City that is of a less width than thirty (30) feet, and in no case shall a street be so placed unless it shall run from one public street to another, and in a straight line: *Provided*, That this ordinance shall not be construed to repeal the existing ordinance fixing the width of streets in the Twenty-second Ward at not less than forty (40) feet.

SECT. 2. It shall be unlawful for the Board of Building Inspectors, Department of Public Works, or any Bureau under it, or any official of the City, either to issue, cause or allow to be issued, any permit or permits for the erection of any building or buildings, or for the introduction of gas, water, sewer or drains, or to make surveys or give lines, or in any manner to countenance, authorize or permit the erection of any building or buildings fronting on any street, unless said street shall be of not less than thirty (30) feet in width, as provided in Section 1 of this ordinance, or on the City Plan. And all of said streets shall be continuous and run in a straight line from one public street to another.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of the footways around City property on Hortter and Musgrove streets, Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be authorized and directed to enter into

a contract for paving the footways, five feet in width, around City property on Hortter and Musgrove streets, Twenty-second Ward, at a cost not to exceed eight hundred (800) dollars; the amount to be taken from Item 6, for grading, in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the digging of a trench on Supplee street, from Meeting House lane to Fifty-fourth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract for digging a trench twelve feet wide on Supplee street, from Meeting House lane to fifty-fourth street, at a cost not to exceed one thousand three hundred (1,300) dollars, to be taken from Item 6 in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Forty-eighth, Sixtieth, Thompson, Supplee and Twenty-sixth streets and Whitby avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be

required for public use, viz.: Forty-eighth street, from Aspen street to Westminster avenue; Sixtieth street, from Vine street to Haverford avenue; Thompson street, from Fifty-fourth to Fifty-fifth street; Supplee street, from Meeting House lane to Fifty-fourth street; Twenty-sixth street, from York to Lava street; Whitby avenue, from Fifty-third street to Cobbs Creek.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months and upon the filing of the said bonds the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Ruan and Fifth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz.: Ruan street, from Frankford avenue to Penn street, Twenty-third Ward, and Fifth street, from Wolf to Ritner street, First Ward: *Provided*, The owners of property in the vicinity of said Fifth street first file a satisfactory bond with the City Solicitor indemnifying the City against damages for the opening of said street.

SECT. 2. Upon the filing of the bond provided for in Section 1, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said Fifth street and for said Ruan street upon

the passage of this ordinance, and at the expiration of the said three months and upon the filing of said bonds the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Eighteenth, Fifty-first, Mitchell and Fleming streets and Freeland avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks, and gravel joints, viz.: Eighteenth street, from Dauphin to York street, cost to the City not to exceed two hundred (200) dollars; Fifty-first street, from Lancaster avenue to Master street, cost to the City not to exceed eleven hundred (1,100) dollars. The following streets with standard sheet asphaltum or New Cumberland, West Virginia, vitrified paving brick, with pitch cemented joints, without a sewer being first constructed in said streets, viz.: Mitchell street, from Martin street to Roxborough avenue, cost to the City not to exceed four hundred (400) dollars; Freeland avenue, from Levering street to Roxborough avenue, cost to the City not to exceed two hundred (200) dollars; also Fleming street, from Lyceum avenue to Levering street, with granite, Pennsylvania or Lambertville blocks, with pebble and pitch cemented joints, without a sewer being first constructed in said street, cost to the City not to exceed two hundred and seventy-five (275) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving

is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the grade of Chew street, from Cheltenham avenue to Stenton avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and empowered to revise the grade of Chew street, from Cheltenham avenue to Stenton avenue.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise lines and grades northeast of Chew and west of Broad street, and to make a topographical survey thereof.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and grades northeast of Chew and west of Broad street, Twenty-second Ward, and to make a topographical survey thereof.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize a topographical survey of a portion of the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works, Bureau of Surveys, be, and is hereby authorized to make topographical survey of that portion of the Twenty-third Ward, Philadelphia, situate between Dark Run lane and Strable streets, and between Frankford and Bristol turnpike, Ryan street and "M" street, Twenty-third Ward, Philadelphia.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Howard, Camac, State, Union, Sixtieth, Sixty-second and Oxford streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Howard street, thirty-five feet wide, from Hare to Brown street; Camac street, fifty feet wide, from Rockland street to Ruscomb street; State street, thirty feet wide, from Poplar street to Eaglesfield street; Union street, thirty feet wide, from Poplar street to Eaglesfield street; Sixtieth street, sixty feet wide, from Jefferson street to Lancaster avenue; Sixty-second street, sixty feet wide, from Lebanon street to Lancaster avenue, and Oxford street, sixty feet wide, from Sixtieth street to Sixty-third street: *Provided*, That the owners of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City

against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend "An Ordinance to authorize the grading of Roxborough avenue, Linden, Penn, Dupont and Devon streets, Washington avenue, Marshall, Eighth, Front, Tioga, Twenty-fifth and Carlisle streets, and Fairview avenue," approved September 25, 1888.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the grading of Roxborough avenue, Linden, Penn, Dupont and Devon streets, Washington avenue, Marshall, Eighth, Front, Tioga, Twenty-fifth and Carlisle streets and Fairview avenue," approved September twenty-fifth, eighteen hundred and eighty-eight (1888), be amended by striking out from the twenty-sixth and twenty-third line thereof the words and figures one thousand and eighty-five (1,085) dollars, and inserting in lieu thereof the words and figures one thousand seven hundred and thirty (1,730) dollars, so as to read "Eighth street, from Somerset to Indiana street, in the Twenty-fifth Ward, at a cost not to exceed one thousand seven hundred and thirty (1,730) dollars."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend "An Ordinance to authorize the grading of Front street, Ridge avenue, Jefferson, Knox, Clementine and Twenty-eighth streets," approved March 12, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the grading of Front street, Ridge avenue, Jefferson, Knox, Clementine and Twenty-eighth streets," approved March 12, 1889, be altered and amended by striking out the words and figures five thousand five hundred (5,500) dollars relative to Twenty-eighth street, and inserting the words and figures eleven thousand (11,000) dollars, so that the ordinance shall read "Twenty-eighth street, from a point one hundred and seventy-five feet south of Wharton street to the south side of Jackson street, in the Twenty-sixth Ward, at a cost not to exceed eleven thousand (11,000) dollars."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend the ordinance for the paving of Sixth street, from Moyamensing avenue to Old Second street, approved July 3, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the paving of Sixth, East Second, Fourth, Twenty-fourth, Forty-eighth, Eighteenth, Fifteenth, Ruth, Page, and Second streets, and Springfield avenue," approved July 3, 1889, be altered and amended by striking out the words "sheet asphaltum," relative to the paving of Sixth street, from Moyamensing avenue to Old Second street, and inserting the words "vitrified paving bricks, with pitch cemented joints."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend the ordinance to authorize the grading of Gray's avenue at Fifty-first street, and extending the culvert at that point, in the Twenty-seventh Ward, approved March 12, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the grading of Gray's avenue, at Fifty-first street, and extending the culvert at that point, in the Twenty-seventh Ward," approved March 12, 1889, be altered and amended by striking out the words and figures "at a cost not to exceed two thousand five hundred (2,500) dollars," and inserting in lieu thereof the words and figures "at a cost not to exceed five thousand (5,000) dollars."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend ordinance relative to grading Callowhill, Race and Sixty-three-and-a-half streets, approved November 8, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance to authorize the grading of Ardleigh, Sullivan, Chew, Boyer, Durham, Wyalusing, Fifty-fourth, Callowhill, Race, Sixty-three-and-a-half, Queen, Thirty-first, Thirty-second, Indiana, Gurney and Hancock streets, Wadsworth, Mt. Pleasant and Girard avenues and Allen's lane, approved November 8, 1889, in so far as it relates to the grading of Callowhill street, from Sixty-third to Sixty-fourth street; Race street, from Sixty-third to Sixty-fifth street, and Sixty-three-and-a-half street, from Arch to Vine street, and to construct necessary drain, be altered and amended by striking out the words and figures three thousand (3,000) dollars, and inserting in lieu thereof the words and figures four thousand eight hundred (4,800) dollars.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the completion of the approaches to the bridge over the West Chester Railroad at Forty-seventh street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to enter into a contract for completing the approaches to the bridge over the West Chester Railroad at Forty-seventh street, and for the necessary grading, at a cost not to exceed two thousand five hundred (2,500) dollars, to be charged to Item 7, repairs to bridges, in the annual appropriation to the Department of Public Works, Bureau of Highways.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To appoint a Commission to consider the subject of rapid transit in the City of Philadelphia, and to report its recommendation to Councils.

WHEREAS, In view of the rapid and continuous increase in the population of the City of Philadelphia, the erection of thousands of houses and the opening and improving of miles of new streets therein every year, we are compelled to recognize, viz.: That one of the most important subjects affecting the comfort and convenience of the more than a million inhabitants of the City is their transportation from one section to another, and the demand of those inhabitants for better and quicker interior transportation.

WHEREAS, It is estimated that there are from six hundred thousand to seven hundred thousand people south of Washington avenue, north of Spring Garden street, and west of the river Schuylkill. It is also a fact that the built portions of the City represent a territory from southwest to northeast of at least twenty-two miles, and from southeast to northwest about fifteen miles. The time has now come when it is our imperative duty to consider and advise a system of rapid transit that will, if possible, meet

the approval of all the corporations now engaged in the conveyance of people, and at the same time originate a plan that will serve all parts of the City for the future ; therefore,

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That a Commission be, and it is hereby appointed as follows: The Mayor, the Presidents of Select and Common Councils, the Chairman of the Joint Committee of Councils on Railroads, Finance, Highways, City Property and Surveys; three members each of Select and Common Councils, to be appointed by the Presidents of the respective Chambers; the City Solicitor, the Presidents of the Pennsylvania Railroad Company, the Philadelphia and Reading Railroad Company, the Philadelphia Belt Line Railroad Company, two from the Presidents of the Passenger Railway Companies of Philadelphia, the latter, with five citizens of the City of Philadelphia, to be selected in joint convention by these Councils, which Commission of twenty-five members shall meet without delay to consider the question of rapid transit within the City limits; to examine and consider the present means of transportation, together with the system of underground, elevated and surface roads, and projects now pending, and to report to Councils at the earliest date possible and consistent with the proper and thorough examination of each and every subject committed to it, but said report shall not be made later than October 1, 1890, at which date said Commission shall expire.

SECT. 2. The Chairman of said Commission shall be the Mayor of the City, and in case the Mayor shall decline to serve as Chairman, the Chairman shall be elected by the Commission. The said Commission shall serve without compensation. The Department of Public Works shall render such service to the Commission as shall be needed in their deliberations.

SECT. 3. The Committee on Finance be, and it is hereby requested to approve bills for the incidental expenses of said Commission, the same to be paid for out of Item 7 of the appropriation to the Clerks of Councils to the amount of one thousand (1,000) dollars, the bill to be first approved by a majority of said Commission.

SECT. 4. The members of said Commission to be elected by Councils shall be elected by Councils in joint convention,

held at such time as the Councils may determine; and in case of vacancies in said Commission, occurring by reason of any person or official named declining to serve, or otherwise, Councils may in joint convention fill such vacancies by the election of such persons as they may deem proper. The said Commission may be dissolved at any time on the passage of a resolution or ordinance to that effect.

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend the ordinance to authorize the opening of Tabor street, from Old York Road to Second street turnpike, Twenty-second Ward, approved November 25, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the opening of Tabor street, from Old York road to Second street turnpike, Twenty-second Ward," approved November 25, 1889, be altered and amended both in the title and Section 1, by striking out the words "Old York road" and inserting in lieu thereof the words "The North Pennsylvania Railroad."

Approved the eighth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the location and erection and change of location of electric lights.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works through the Electrical Bureau be, and is hereby authorized and directed to locate electric lights as follows: Second and Snyder avenue; Fifth and Mifflin streets; Tenth and Dickinson streets; Eighth and Cross streets, opposite the

church ; Sixth and Reed streets ; Otsego and Tasker streets ; Fifth and Carpenter streets ; Seventh street and Washington avenue ; Fourth street and Washington avenue ; Fifth street and Washington avenue ; Sixth street and Washington avenue ; Twelfth street and Washington avenue ; Second and German streets ; Third and German streets ; Kates street, midway between Thirteenth and Broad streets ; Eighth and Christian streets ; Front and Queen streets ; Queen, opposite Weccacoe square ; Second and Senate streets ; Seventh and Fitzwater streets ; Sixth and Fitzwater streets ; Front and Almond streets ; Front and Bainbridge streets ; Seventh and St. Mary streets ; Sixth and Walnut streets ; Swanwick and Sansom streets ; Fourth street and Willing's alley ; Spruce and Bingham streets ; Spruce and Levant streets ; Sixth and Cherry streets ; Second street, between Race and Vine streets ; Race street, between Front and Second streets ; Second street and La Grange place ; Crown and Race streets ; Crown and Vine streets ; Tenth and Lombard streets ; Fifteenth and Pine streets ; Seventeenth and Lombard streets ; Eighteenth and Lombard streets ; Nineteenth and Lombard streets ; Twenty-first and Lombard streets ; Eighth and Sansom streets ; Tenth and Spruce streets ; Walnut and Quince streets ; west side of Broad street, between Academy of Music and Horticultural Hall ; Broad and Spruce streets ; Moravian street, between Sixteenth and Seventeenth streets ; Tenth and Filbert streets ; Twentieth and Filbert streets ; Eighteenth and Market streets ; Twenty-first and Barker streets ; Seventeenth and Barker streets ; Twenty-first and Cuthbert streets ; Twelfth and Race streets ; Sixteenth and Race streets ; Eighteenth and Race streets ; Thirteenth and Vine streets ; Twenty-first and Arch streets ; Front and Brown streets ; Newmarket street and Fairmount avenue ; Newmarket and Willow streets ; Newmarket and Callowhill streets ; St. John and Vine streets ; Dillwyn and Noble streets ; Magnolia and Noble streets ; Julianna and Callowhill streets ; Fifth and Wood streets ; Brown street, opposite Randolph street ; Buttonwood street, opposite Chatham street ; Marshall and Noble streets ; Marshall and Callowhill streets ; Tenth and Willow streets ; Franklin and Parrish streets ; Sixth and Noble streets ; Ninth and Brown streets ; Thirteenth and Buttonwood streets ; Twelfth and Green streets ; Eleventh and Mount Vernon streets ; Eleventh and Parrish streets ; Broad street, below Callowhill, in front of the First Regiment Armory ; Tenth and

Mount Vernon streets; Twenty-fourth and Hamilton streets; Corinthian avenue and Parrish streets; Twentieth and Callowhill streets; Sixteenth and Poplar streets; Twentieth and Green streets; Callowhill street, between Broad and Fifteenth streets; Second and Otter streets; opposite No. 973 North Second street; Second street, opposite George street; Randolph street and Girard avenue; opposite No. 950 North Front street; Fourth and Thompson streets; Germantown avenue and Jefferson street; Germantown avenue and Master street; Hancock and Master streets; Charlotte street and Girard avenue; Cabot street and Lehigh avenue; York street and Gunner's Run (on bridge); Cumberland street and Gunner's Run; Frankford avenue and Thompson street; Hanover and Thompson streets; Marlborough and Belgrade streets; Sixth and Dauphin streets; Front and Cumberland streets; Hancock street and Susquehanna avenue; Front and Berks streets; Fourth street and Lehigh avenue; Hancock and Diamond streets; Seventh street and Montgomery avenue; Ninth and Norris streets; Ninth and Oxford streets; Tenth and Berks streets; Tenth and Thompson streets; Franklin and Master streets; Main and Levering streets; Main and Grape streets; Main and Cotton streets; Main and Penn streets; Main and Cedar streets; Ridge and Manayunk avenues; Wakefield and Westview avenues; Wayne and Coulter streets; School street and Pulaski avenue; Germantown avenue and Wisteria street; Haines and Morton streets; Wayne and Queen streets; Wayne and Rittenhouse streets; Leiper and Foulkrod streets; Leiper and Church streets; Ruan and Thomas streets; Paul and Ruan streets; Leiper and Arrott streets; Paul and Tacony streets; Fortieth and Aspen streets; Thirty-third street and Lancaster avenue; east side of Thirty-ninth street, about sixty (60) feet south of Baring street; south end of bridge, over railroad at Forty-first street; Forty-second street, about two hundred (200) feet north of Baring street; Haverford avenue and Preston street; opposite No. 3431 Frankford avenue; Allegheny avenue and Almond street; Allegheny avenue and Gaul street; Tioga street and Frankford avenue; Venango street and Frankford avenue; Erie and Frankford avenues; Nineteenth and Federal streets; Twentieth and Federal streets; Fifteenth and Wharton streets; Sixteenth and Wharton streets; Eighteenth and Wharton streets; Thirteenth and Reed streets; Thirtieth and Chestnut streets; Thirty-ninth and Chestnut

streets; Forty-second and Chestnut streets; Thirty-fourth street and Woodland avenue; Thirty-sixth street and Woodland avenue; Forty-third and Market streets; Twelfth street and Lehigh avenue; Thirteenth street and Lehigh avenue; Twenty-second and Tioga streets; Sixteenth and Tioga streets; Nineteenth and Tioga streets; Fifteenth street and Allegheny avenue; Eighteenth and Master streets; Bouvier street and Montgomery avenue; Twenty-fourth street and Columbia avenue; Nineteenth street and Girard avenue; Twenty-seventh street and Columbia avenue; Twenty-sixth street and Girard avenue; Sixteenth and Fitzwater streets; Nineteenth and Fitzwater streets; Fifteenth and Bainbridge streets; Twentieth and Carpenter streets; Twenty-fourth and Carpenter streets; Twenty-fourth street and Gray's Ferry road; Sepviva and Cumberland streets; Amber street and East Susquehanna avenue; Memphis and York streets; Coral and Cumberland streets; Susquehanna avenue and Cedar street; Memphis and Cumberland streets; Eleventh and Diamond streets; Twelfth and Diamond streets; Twenty-seventh street and Ridge avenue; Twenty-ninth street and Ridge avenue; Huber and Diamond streets; Sixteenth and Norris streets; Kensington avenue and C street; west side Front street, and south side Reading Railroad; Germantown avenue and Juniata street; Germantown avenue and Howard street; Forty-fifth street and Haverford avenue; Forty-sixth street and Haverford avenue; Fifty-second street and Lancaster avenue; Fifty-first street and Lancaster avenue; on Callowhill street bridge as follows: Six on lower deck and approaches thereto; five on upper deck and approaches thereto; two on west end South street bridge and approaches thereto; one on Girard avenue at Thirty-third street to light approach to bridge; Twenty-fourth and Market streets, approach to bridge; Twelfth and Reed streets, for Water and Gas Department; Juniper and Sansom streets; Norris street, opposite Carlisle street; Thirteenth street and Susquehanna avenue; Eleventh and Dauphin streets; Trenton avenue and Cambria street; Trenton avenue and Ann street; American and Master streets; American street and Columbia avenue; Twenty-sixth and South streets, approach to bridge; Chew and Wister streets; Chew street and Cheltenham avenue; Susquehanna avenue and Marshall street; Ridge avenue at police and fire station; Twenty-fifth and Oxford streets; Lancaster avenue, opposite Girard avenue; southwest corner

of Powelton avenue and Fortieth street. In all two hundred and twenty-eight (228) lamps. And change the location of lamps as follows: From northeast corner of Broad and Locust streets to southeast corner same streets; from northeast corner Broad and Callowhill streets to southeast corner same streets; Main street, below Washington street, to corner Main and Washington streets; Main street, opposite to Lock street, to Washington street and Ripka avenue: *Provided*, That the Department of Public Works is hereby authorized and directed to locate lights authorized by this ordinance without first advertising for proposals for the same: *And provided*, That the price to be paid for said lights shall not be in excess of the contract price paid by the City for similar lights erected in the same territory or vicinity; and warrants for the payment of the lights shall be drawn by the Director of the Department of Public Works.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Jackson, Daly, Tree, Hancock, Second, Eyre, Forty-three-and-a-half, Thirty-fourth, Forty-eighth, Forty-eight-and-a-half, Glenmore, Clarence, Nineteenth and Twenty-first streets, Park Terrace, Snyder, Allegheny Folsom and Hunting Park avenues, and to relay East Tulpehocken street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to lay water-pipe in Jackson street, from Fourth to Fifth; Daly street, from Twelfth to Thirteenth; Treestreet, from Eleventh to Thirteenth; Hancock street, from Snyder avenue to Jackson street; Snyder avenue, from Front to Second street; Second street, from Snyder avenue to Wolf street; Park Terrace, from Twenty-sixth to Taney street; Folsom avenue, from Twenty-

sixth to Taney street; Eyre street, from northwest of Thompson to Belgrade street; Forty-three-and-a-half street, from Wyalusing to Mantua avenue; Thirty-fourth street, from Fairmount to Mantua avenue; Forty-eighth street, from Paschal avenue to Glenmore street; Forty-eight-and-a-half street, from Gray's Ferry Road to Paschal avenue; Glenmore street, from Hanson to Forty-eighth street; Clarence street, from Twenty-fifth to Twenty-sixth street; Nineteenth street, from Dauphin to York street; Twenty-first street, from Dauphin to York street; Allegheny avenue, from Fifth to Lawrence street; to lay with twelve (12) inch pipe, Hunting Park avenue (Nictown lane), from Cottage street to Wissahickon avenue; and to relay with larger pipe, East Tulpehocken street, from Morton street northeast, for a distance of eleven hundred and ninety (1,190) feet to dead end.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To relay water-pipe in Bainbridge street, and to lay water-pipe on north side of Diamond street, between Gratz and Nineteenth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to relay with larger pipe, Bainbridge street, from Eighth to Eleventh street, Fourth Ward; and to lay water-pipe on the north side of Diamond street, between Gratz and Nineteenth streets.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Fifty-fifth, Fifty-sixth, Fifty-seventh, Fifty-eighth, Fifty-eight-and-a-half, Fifty-ninth, Fifty-nine-and-a-half, Sixtieth, Sixty-and-a-half, Sixty-first, Sixty-fourth, Chelsea, Arch, Race and Media streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the department of Public Works be, and is hereby authorized and directed to lay water-pipe in Fifty-fifth street, from Race to Vine street; Fifty-sixth street, from Arch to Race street; Fifty-seventh street, from Arch to Vine street; Fifty-eighth street, from Lansdowne avenue to Media street; Fifty-eight-and-a-half street, from Lansdowne avenue to Media street; Fifty-ninth street, from Lansdowne avenue to Media street; Fifty-nine-and-a-half street, from Lansdowne avenue to Media street; Sixtieth street, from Lansdowne avenue to Media street; Sixty-and-a-half street, from Lansdowne avenue to Media street; Sixty-first street, from Haverford avenue to Media street; Sixty-fourth street, from Vine to Race street; Chelsea street, from Fifty-sixth to Fifty-seventh street; Arch street, from Fisher's avenue to Fifty-seventh street; Race street, from Fisher's avenue to Fifty-seventh street; and Media street, from Fifty-nine-and-a-half to Sixty-first street.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Authorizing the erection of a public watering fountain, by the Women's Branch of the Society for Prevention of Cruelty to Animals, at the intersection of Thirty-second, Market street, and Lancaster avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Women's Branch of the Society for Prevention of Cruelty to Animals be, and are hereby authorized to erect a watering fountain at the intersection of Thirty-second, Market street and Lancaster avenue. the erection of the said fountain to be under the supervision and direction of the Department of Public Works. The City of Philadelphia shall be at no expense for the erection of said

fountain, and it shall be removed at any time by the said Women's Branch of the Society for the Prevention of Cruelty to Animals, without expense to the City, upon the passage of a resolution or ordinance to that effect; and in case the same shall not be complied with, the Department of Public Works shall have power to remove the same on behalf of the City and collect the expense of said removal from said society.

SECT. 2. During the continuance of said fountain at said intersection of Thirty-second, Market street and Lancaster avenue, the Department of Public Works is hereby authorized to furnish water to the same free of any cost to said society.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To provide against offensive or other matter flowing over footways.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That on and after the passage of this ordinance it shall not be lawful to permit any kitchen drainage or other matter of an offensive character to flow over the footways on streets along which there is a sewer.

SECT. 2. It shall be the duty of the Department of Public Safety (Bureau of Health) to notify owners of property violating Section 1 of this ordinance, that they will be required to abate the nuisance by a connection with the public sewer within thirty days from the date of said notice.

SECT. 3. In case of failure to connect the drainage with the public sewer within the time specified, it shall be the duty of the Department of Public Safety to notify the Department of Public Works, and the Bureau of Surveys shall at once proceed to make the necessary connections, which connections shall be from the sewer to the building line, the cost of which shall be collected as provided for by Act of Assembly, April 10, 1867, the work to be done out of a special item to be provided by Councils for that purpose, in the annual appropriation to the Department of Public Works.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the extinguishment of a certain redeemable yearly ground rent of one hundred and forty-two dollars and fifty cents, payable by the Church of St. Matthias, their successors and assigns, out of a certain lot of ground situate on north side of Wallace street, west of Nineteenth street, in the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That upon the payment being made to the Commissioner of Markets and City Property of the principal of the redeemable yearly ground rent herein-after mentioned, being the sum of two thousand three hundred and seventy-five (2,375) dollars, together with all the arrearages of said rent up to the time of payment, the Mayor of the City of Philadelphia be, and is hereby authorized to execute, with the corporate seal of the said City, acknowledge and deliver to The Church of St. Matthias, the owner in fee of said lot, a deed granting, releasing and extinguishing unto the said The Church of St. Matthias, their successors and assigns, all that certain yearly ground rent, or sum of one hundred and forty-two (142) dollars and fifty (50) cents lawful money, payable by the said The Church of St. Matthias, their successors and assigns, half yearly on the first day of the months of January and July in every year hereafter, without any deduction for taxes, etc., out of and for all that certain lot or piece of ground situate on the north side of Wallace street, at the distance of eighteen feet seven inches westward from the west side of Nineteenth street, formerly called Schuylkill Fourth street, in the late district of Spring Garden, now part of the City of Philadelphia, containing in front or breadth on the said Wallace street twenty feet, and extending in length or depth northward of that width between lines parallel with the said Nineteenth street, one hundred and sixty feet to a forty-feet wide street called North street.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Knickerbocker Ice Company to erect a frame building for the storage of ice on their property at Twenty-second and Westmoreland streets, Twenty-eighth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Knickerbocker Ice Company to erect a frame building on their property at Twenty-second and Westmoreland streets, for the storage of ice, size of building forty-five feet wide by two hundred feet long, thirty feet high: *Provided*, Said building shall be removed at any time on the passage of a resolution or ordinance to that effect without notice: *And provided also*, That the said Kickerbocker Ice Company shall first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading and repaving of York street, from Eighteenth to Twentieth street, Twenty-eighth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be authorized and directed to enter into a contract with a competent paver or pavers for the grading and repaving of York street, from Eighteenth to Twentieth street, with granite, Pennsylvania or Lambertville blocks, and gravel joints, at a cost not to exceed seven thousand (7,000) dollars, one-half the cost of said work to be taken from Item 2, for intersections, and the balance from Item 6, for grading, in the annual appropriation to the Department of Public Works (Bureau of Highways). The conditions of which contract shall be that the contractor or contractors shall enter into an

obligation to the City to keep said street in good repair for three years after the paving is finished. The Director of the Department of Public Works shall first advertise for proposals for said work, and award the contract to the lowest bidder.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Fifth, Ontario, Jefferson, Gurney, Forty-second, Green, Hancock, Weikel and Fleming streets, Gray's Ferry, Cheltenham and Allegheny avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks, and gravel joints, viz.: Fifth street, from Jackson to Wolf street, without a sewer being first constructed in said street, cost to the City not to exceed six hundred (600) dollars; Jefferson street, from Thirtieth to Thirty-first street, cost to the City not to exceed eleven hundred and fifty (1,150) dollars; Ontario street, from Third street to Glenwood avenue, without a sewer being first constructed in said street, cost to the City not to exceed fifteen hundred (1,500) dollars; Gurney street, from Mascher to front street, cost to the City not to exceed twelve hundred and fifty (1,250) dollars; Gray's Ferry avenue, from Woodland avenue to Forty-seventh street, cost to the City not to exceed seven thousand five hundred (7,500) dollars. The following streets with vitrified paving bricks, viz.: Forty-second street, from Penn Grove street to Mantua avenue, cost to the City not to exceed twelve hundred (1,200) dollars; Cheltenham avenue, from Wilson to Chew street, cost to the City not to exceed four thousand eight hundred (4,800) dollars; Green street, from Tulpehocken street to Washington lane, without a sewer being first constructed in said street, cost to the City not to exceed one hundred

and fifty (150) dollars; Hancock street, from Herman to Pas-torius street, cost to the City not to exceed fifty (50) dollars; Weikel street, from Allegheny avenue to Clearfield street, cost to the City not to exceed one hundred and fifty (150) dollars: *Provided*, That the owners of any property on the line of said street which may be assessed at less than full City rates, shall first enter into an agreement to pay for said paving; Fleming street, from Levering street to Roxborough avenue, with sheet asphaltum or vitrified paving bricks, without a sewer being first constructed in said street, cost to the City not to exceed six hundred (600) dollars; Allegheny avenue, from Fifteenth to Sixteenth street, with sheet asphaltum, cost to the City not to exceed one thousand (1,000) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of a portion of the Plan No. 251.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to revise the lines and grades of a portion of Plan No. 251, bounded by Huntingdon, Fifteenth, Indiana and Twenty-first streets, lowering the grade of the intersection of Lehigh avenue and Seventeenth street

two feet, and carrying said Seventeenth street and Lehigh avenue under the connecting railroad by undergrade bridges with at least fourteen feet clearance.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the erection of public lamps.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to erect public lamps, located as follows:

First Ward.—One gas-lamp northwest corner Moyamensing avenue and McKean street; corner of Moyamensing avenue and Godfrey street; Reed street, east of Front street; southeast corner of Fifth and Tree streets; southeast corner of Fifth and Daley streets; corner of Fifth and Wolf streets; Fifth street, above Wolf street; southwest corner of Fourth and Tree streets; southwest corner of Fourth and Daley streets; two Daley, from Fourth to Fifth street: two Tree, from Fourth to Fifth street; one north side of McKean street, between Juniper and Thirteenth streets; north side of Jarvis street, between 227 and 229, opposite alley; southeast corner of Juniper and Mifflin streets; northeast corner of Passyunk avenue and Juniper street; Juniper street, between Mifflin street and Passyunk avenue; south side of Mifflin street, one hundred and fifty feet west of Passyunk avenue; southwest corner of Mifflin street and Passyunk avenue; north side of Wilder street, west of Fifth street; Denmark street, one hundred feet north of Front street; west side of Pallas street, one hundred feet south of Moore street; south side of Morris street, eighty feet west of Tenth street; south side of Fernon street, seventy-five feet west of Tenth street; south side of Mountain street, seventy-five feet west of Tenth street; south side of Wilder street, sixty-five feet west of Fifth street; west side of Twelfth street, one hundred feet south of Passyunk avenue; front of 723 Dickinson street; front of 434 Siegel street, opposite

alley ; corner of Fifth and Mercy streets ; 1910 Moyamensing avenue ; south side of Watkins street, one hundred and fifty feet east of Eleventh street ; 110 Emily street ; 135 McKean street ; southwest corner of Front and McKean streets ; southeast corner of East Second and McKean streets ; southwest corner of Front and Emily streets ; southeast corner of East Second and Hoffman streets ; southeast corner of East Second and Emily streets ; southeast corner of East Second and Dudley streets ; northeast corner of East Second and McKean streets ; southwest corner of Front and Dudley streets ; southwest corner of Front and Hoffman streets ; front of 136 Mercy street ; southeast corner of Moyamensing avenue and McKean street ; southeast corner of Moyamensing avenue and Emily street ; southeast corner of Moyamensing avenue and Mercy street ; southwest corner of Second and McKean streets ; southwest corner Second and Mercy streets ; southwest corner of Second and Emily streets ; 137 Snyder avenue ; southwest corner of Fourth and Emily streets ; southwest corner of Fourth and Mercy streets ; 437 Snyder avenue ; southeast corner of Fourth and McKean streets ; 1942 Moyamensing avenue ; 2015 South Fourth street ; 1911 Moyamensing avenue ; southwest corner of Gerhard and Moore streets ; west side of Front street, one hundred feet south of Tasker street ; corner of Front and Tasker streets ; 1937 Moyamensing avenue ; corner of Fifth and Argyle streets ; corner of Sixth and Argyle streets ; Argyle street, between Fifth and Sixth streets.

One gasoline lamp rear of 82 Moore street ; rear of 1905 Otsego street ; southwest corner of Mifflin and Swanson streets ; on Dutton street, one hundred feet north of Moore street, west side ; Dutton street, one hundred feet south of Morris street, west side ; rear of 1012 Snyder avenue ; rear of 808 McKean street ; Second street road, front of Robert Betham's house ; Second street road, front of Edward King's house ; Second street road, two hundred yards below Edward King's house ; three on Moyamensing avenue, below Buck road ; three in rear of Martin's Village ; one on corner of Point House road and Snyder avenue ; first court north side of Jarvis street, east of Moyamensing avenue ; rear of 1509 South Eighth street ; rear of 612 Reed street ; rear of 1316 Corn street (in Lewis court) ; rear of 1935 South Eighth street ; rear of 1205 Wisner street ; rear of 1230 Mifflin street ; rear of school

house, Thirteenth and Jackson streets; rear of 435 Mifflin street; rear of 422 Siegel street; rear of 1928 South Seventh street; front of chapel, Eighth and Daley streets; southeast corner of Fourth and Shunk streets; two on south side of Oregon avenue, between Stone House lane and McKee street; two on Oregon avenue and Stone House lane; two on McKee street and Oregon avenue, one on northeast corner and one on the southwest corner; one on south side of Shunk street, between Stone House lane and Fourth street; front of 1314 Dutton street; rear of 1611 South Second street; rear of 1403 Rye street; rear of 15 Reed street; Rule street, between Lancaster and Wheat streets; front of Henry Sinex's, Buck road; rear of 730 Dickinson street; rear of 705 Dickinson street; 2008 Mildred street; rear of 2006 South Fourth street; rear of 1306 South Front street; rear of 114 Wharton street; rear of 1303 Wheat street; rear of 1305 Lancaster street.

Second Ward.—One gas-lamp north side of Ellsworth street, one hundred and forty feet west of Thirteenth street; 1125 Charles street; one gasoline lamp rear of 932 South Second street; rear of 809 Carpenter street; rear of 824 Carpenter street; rear of 533 Marriott street; rear of 914 South Ninth street; rear of 237 Washington avenue; rear of 1014 Moyamensing avenue; rear of 218 Christian street; rear of 427 Marriott street; rear of 1147 South Seventh street; east side of Ely avenue, about eighty feet south of Carpenter street; rear of 912 Christian street.

Remove oil-lamp from rear of 1132 South Tenth street to a point thirty feet farther north.

Third Ward.—One gasoline lamp on Lincoln avenue, west from 724 Fallon street, above Catharine street; Moore street, west of Juniper street, in rear of W. & T. Brewery; rear of 239 Catharine street; rear of 760 South Third street; rear of 783 South Third street; rear of 320 German street; rear of 749 Passyunk avenue; rear of 745 South Fifth street; rear of 428 German street; Grover street, between Christian and Queen streets; rear of 209 and 211 Christian street.

Fourth Ward.—One gasoline lamp, rear of 716 Bainbridge street; O'Harra's court, rear of 708 South Seventh street; rear of 709 Fitzwater street; Krider's alley, called Fennemore court, between Swanson and Front streets, south of said alley; Trub's place, rear of 611 Annapolis street; rear of 411 Bainbridge street; rear of 421 Bainbridge street.

Fifth Ward.—One gas-lamp court running north from 641 and 643 South street; entrance of court 529 Powell street; Penn street, east side, seventy-five feet north of South street.

One gasoline lamp Sober alley, running north from Walnut street, west of fourth street; McMullen's court, Walnut street above Fourth street, north side; court rear of 341 South street; Smith's court, Lombard street, north from 529; alley off Library street, east of Fifth street; Hire place, rear of 274 Levant street; rear of Fairbanks place; rear of Elm place; opposite 13 Leise avenue; rear of 235 Lombard street; rear of 211 Union street.

Sixth Ward.—One gas-lamp Fall's place, Race street, below Sixth street.

Seventh Ward.—One gas-lamp in front of No. 1518 Lombard street.

One gasoline lamp rear of 1037 South street; rear of 1016 Rodman street; Fagan's place; Phillips court; Juan place; rear of 1006 Rodman street; rear of 942 Rodman street; rear of 927 Rodman street; rear of 921 Rodman street; rear of 925 Rodman street; rear of 1031 South street; rear of 941 South street; rear of 1128 Rodman street; opposite 506 Hagner street; rear of 1218 Lombard street; rear of 516 South Thirteenth street; rear of 1311 Rodman street; rear of 1317 Rodman street; rear of 510 Juniper street; in McKee's avenue, No. 2; Ralston's street; rear of 1307 Pine street; Smith's avenue; rear of 1037 Barley street; rear of 1029 Barley street; rear of 1024 Plume place; east end Plume place; rear of 1003 Barley street; Harvey's court, between Lombard and Pine streets, above Twenty-first street; court rear of 340 or 342 Quince street; rear of 413 South Broad street.

Eighth Ward.—One gas-lamp corner of South Pearl and Prosperous alley; alley-way in rear of 2031 Spruce street; south side of Locust street, about seventy-five feet west of Thirteenth street; north side of Sansom street, about forty feet west of Eighth street; east side of Broad street, about one hundred and twenty feet south of Locust street; northeast corner of Twenty-fourth and Walnut streets; northeast corner of Twenty-fourth and Spruce streets; northeast corner of Broad and Locust streets; northwest corner of Thirteenth and Locust streets; northeast corner of Locust and Dean streets; south side of Locust street, between Dean and Twelfth

streets; northeast corner of Locust and Twelfth streets; north side of Locust street, between Twelfth and Quince streets; north side of Locust street, between Eleventh and Quince streets; north side of Locust street, between Eleventh and Warnock streets; northwest corner of Rose alley and Locust street; southeast corner of Tenth and Locust streets; location to be changed from northeast corner of Quince and Zenobia streets to west side of Quince street, about ten feet south of Zenobia street.

One gasoline lamp rear of 215 South Broad street; rear of 255 South Fifteenth street; rear of 257 South Seventeenth street; rear of 211 South Ninth street; rear of 211 South Tenth street; rear of No. 8, Randall's court; Randall's court; Laid place, front of 1008 Steadman street; rear of 1107 Spruce street; front of 1516 Arrison street (rear of Colonnade Hotel); Sharp's avenue, rear of 1220 and 1222 Canby street; in alley in rear of 1209 Walnut street.

Ninth Ward.—One gas-lamp in front of 1528 Arch street; 1915 Cuthbert street; 2135 Barker street; court rear of 2120 Market street, centre of court; corner Twaddell's court, on Barker street, between Seventeenth and Eighteenth streets; Barker street, between Autom and Nineteenth streets; 1719 Barker street; 1808 Cuthbert street; front of 2043 Cuthbert street; front of alley, 1838 Barker street; front of alley, 1831 Barker street; Joint alley, twenty yards from fifteenth street, east; twenty yards west of Twentieth, on Cuthbert street.

One gasoline lamp Autom and Johnson streets.

Tenth Ward.—One gas-lamp at the corner of Twelfth and Sheaff's alley.

Thirteenth Ward.—One gas-lamp west side of Marshall street, one hundred feet south of Brown street.

One gasoline lamp rear of 712 and 714 Marshall street; rear of 922 Poplar street; rear of 926 Poplar street; rear of 918 Ogden street; 907 Ogden street.

Fourteenth Ward.—One gasoline lamp alley running off Twelfth street, west side, below Callowhill street; Lemon street, between Eleventh and Twelfth streets, opposite alley back of the Eleventh street houses; Enquirer street, first alley below Parrish street, between Eleventh and Twelfth streets, west side, rear.

Fifteenth Ward.—One gas-lamp northeast corner of Pennsylvania avenue and Pennock street; northwest corner of Twenty-seventh street and Pennsylvania avenue; Twenty-Seventh street, one hundred and twenty-five feet north of Pennsylvania avenue; Pennock street, one hundred and twenty-five feet north of Pennsylvania avenue; two west side Engleside street, between Poplar and Parrish streets; one Virginia street, below Twenty-third, rear of 2231 Fairmount avenue; north end of Bergdoll street.

One gasoline lamp McKee's court, off West street, north of Fairmount avenue, at elbow of court; head of alley off north side of Ralston street, west of Twenty-third street; west side of Fifteenth street, opposite alley, between Green street and Mt. Vernon street; alley west side Nineteenth street, between Mt. Vernon and Wallace streets; in alley in rear of 644 and 646 North Seventeenth street.

Sixteenth Ward.—One gas-lamp in front of 1136 Hope street; 1070 Frankford avenue.

One gasoline lamp rear of 919 North Third street; rear of 316 George street; rear of 1005 North Fourth street; rear of 959 and 961 Lawrence street; Charlotte street, rear of 1133; court 1017 North fourth street; court 1029 North Fourth street; court 1023 North Fourth street; court, 927 Grey street; court 961 North Second street; court 950 north Third street; rear of 937 North Third street; rear of 952 Lawrence street; Brinton street, rear of 1415 North Fifth street.

Seventeenth Ward.—One gas-lamp opposite 1532 Bodine street; at 1429 Germantown avenue; northwest corner of Germantown avenue and Master street; west side of Leopard street, above Girard avenue; west side of American, below Oxford street; east side of Hancock, between Master and Jefferson streets; Bodine street, below Oxford street; Jefferson street, between Germantown avenue and Cadwalader street.

One gasoline lamp rear of 1213 North Fifth street; rear of 1216 and 1218 North Front street; rear of 1221 and 1223 Hope street; rear of 1335 Lawrence street; rear of 1337 Germantown avenue; rear of 1222 Charlotte street; rear of 1227 Charlotte street; rear of 1243 Charlotte street; Mahler's court, Front, below Thompson street, east side; Holman's

court, Front street, above Girard avenue, west side; rear of 1516 North Fifth street; in alley rear of east side of Sixth street, south of Jefferson street; at 1516 North Fifth street, in the rear; at 1336 North Fourth street, in the rear; at 1213 North Fifth street, in the rear; at 1338 Mascher street, in the rear; at 137 Master street, in the rear; rear of 1414 and 1416 Brinton street.

Eighteenth Ward.—One gas-lamp rear of 1209 Crease street; southeast corner Wildey and Houston streets; 624 Moyer street; 839 Almond street; 1108 Shackamaxon street; 1128 Hewson street; Frankford avenue and Wheat street; northeast corner of Hanover and Rihl streets.

Remove gas-lamp from front of 1617 Hewson street to front of 1618 Hewson street.

One gasoline lamp rear of 1519 Palmer street; Fisher street, below Lehigh avenue; Gaul street, above Montgomery avenue; Salmon street, below Lehigh avenue; Ball street, east side of Richmond street; Warren street, between Richmond and Beach streets; 20 Wheat street; west side of Englehurst street, between Moyer and Thompson streets; 3 Dean street, between Day and Crease streets; Cook street, below Belgrade street.

Nineteenth Ward.—One gas-lamp 2322 North Second street; southwest corner of Second and Huntingdon streets; northwest corner of Mutter and Cumberland streets; 2501 Hancock street; 2611 North Second street; 2643 North Second street; opposite alley 2659 North Second street; 2618 Palethorp street; 2631 Palethorp street; 2662 Palethorp street; northeast corner of Hancock and Huntingdon streets; 2608 Mascher street; Mascher street, west side, one hundred feet south of Lehigh avenue; east side of Howard street, opposite 2644; 2612 North Front street; 2524 North Second street; 2430 Hancock street; 2450 North Second street; 1906 Howard street; Fourth street, below Lehigh avenue, front of school house; north side of Putnam street, one hundred feet east of Mascher street; 1916 Waterloo street; 1933 Waterloo street; 2644 North Seventh street; 2610 North Ninth street, opposite alley; 2636 Hutchinson street; 2645 Marshall street; 508 West York street; 527 West York street; 2311 Marshall street; 507 West Dauphin street; 2141 North Fourth street; 2249 North Sixth street;

2304 North Fifth street; 2338 North Fifth street; 2444 Fairhill street; 2513 North Sixth street; 2541 North Sixth street; 2558 Orrianna street; 2404 North Third street; 2546 North Third street; 2629 North Sixth street; east side of Orrianna street, opposite alley, seventy feet south of Norris street; 2459 North Eighth street; 2010 Palethorp street.

One gasoline lamp opposite 1847 Hope street; court rear of 185 Oxford street; alley rear of 419 Oxford street; northeast corner of Mascher street and Montgomery avenue; Blair street, below Bower, opposite 1944; rear of 2209 North sixth street (in alley); rear of 2320 Orrianna street (in alley); rear of 1919 North Sixth street (in alley); rear of 1714 North Fifth street (in alley); rear of 1812 Germantown avenue, in Carpenter's court; rear of 1849 North sixth street; rear of 1651 Germantown avenue (in alley); alley north of Cumberland street, between Howard street and Waterloo street; rear 2253 Palethorp street (in alley); rear of 2203 Palethorp street (in alley); front of 2132 Palethorp street; east side of Orkney street, between Diamond and Norris streets; east side of Manakin street, between Diamond and Norris streets; rear of 2163 Manakin street; rear of 2615 North second street; rear of 413 Berks street; alley east of Marshall street, between Cumberland and Huntingdon streets; alley between Seventh street and Franklin street, Huntingdon street and Lehigh avenue; Montgomery avenue, between Germantown avenue and Cadwalader street; Hale street, above Columbia avenue; court rear of 2428 North Second street; rear of 1611 and 1613 Randolph street; rear of 2104 Orrianna street; rear of 2048 Orrianna street; rear of 232 Diamond street; rear of 1958 American street; rear of 1704 American street; rear of 913 West Huntingdon street; front of 2527 Bodine street.

Twentieth Ward.—One gas-lamp Camac street, division line, 1539 and 1541; two gas-lamps Alder street, between Berks and Norris streets; one gas-lamp 969 Hutchinson street; 911 Hutchinson street; Marshall street, west side, ninety-five feet south of Susquehanna avenue; 1315 Warnock street; 1345 Warnock street; 1213 Deacon street; in front of 1537 and 1539 Camac street.

Change gas lamp from northeast corner of Berks and Alder streets, within the square on Alder street, so that there may be three lamps at proper distances within said square; Fawn

street, ninety-two feet north of Columbia avenue, a distance of about twelve feet south of present place, so as to light up two alleys ; west side of Marshall street, forty feet north of Berks street, to be changed to front of 621 Montgomery avenue.

One gasoline lamp rear 1826 North Sixth street ; rear 1803 Marshall street ; rear 1845 Sheridan street ; rear 930 Girard avenue ; rear 2009 and 2011 Franklin street ; rear 1340 North Thirteenth street ; first alley above Oxford street, on Perth street, west side.

Twenty-first Ward.—One gas-lamp Smethurst court, rear of 4230 Main street ; Green Lane and Webster street ; three Webster street, between Centre street and Leverington avenue ; two Spring street, between Green lane and Wood street ; one Green lane, below Spring street ; Pechin street, between Lyceum avenue and Connaroe street ; Ridge avenue, above Shawmont street ; Ridge avenue, at Mechanic street ; Monastery avenue, east of Ridge avenue ; two Pechin street, between Shurs lane and Markle street ; three Dupont street, between Ridge avenue and Selig street ; one Wood street, between Cotton and Grape streets ; Cresson street, between Robeson and Penn streets ; Cresson street, between Penn and Cedar streets ; Cresson street, between Markle and East streets ; Cresson street, between East and Seville streets ; Cresson street, below Adams street ; Adams street, above Cresson street ; Ripka avenue, between Mansion avenue and Hamilton street.

Remove gas-lamp from the southeast corner of Green lane and Magnet street to the southwest corner of the same ; Pechin street, between Green lane and Connaroe street, to midway between the same ; southwest side of Cresson street, opposite Seville street, to the northwest corner of Cresson and Seville streets ; Cresson street, from southwest side to the northeast side, between Adams and Dawson streets ; from the southwest side of Cresson street, opposite Warner street, to the southeast corner of Warner and Cresson streets ; Cresson street, opposite East street, to the northeast corner of East and Cresson streets ; corner of Green lane and Main street to Mitchell street, between Green lane and Lyceum avenue ; Main street, at the end of the pay bridge, to Mitchell street, between Green lane and Lyceum avenue ; Corner of Shurs lane and Terrace street to Freeland avenue, between Shurs lane and Penn

street; Main street and Shurs lane to Freeland avenue, between Shurs lane and Penn street; Main and Robeson streets to Connaroe street, west of Ridge avenue; Main and Jackson streets to Pechin street, between Shurs lane and Penn street; Terrace street and Ridge avenue to Pechin street, between Shurs lane and Penn street; Ridge avenue and Kalos street to Pechin street, between Shurs lane and Penn street; Ridge avenue and Main street to Pechin street, between Green lane and Riley street; from Chestnut street, between Walnut and Leverington streets to Greenough street, between Mansion and Hamilton streets.

One gasoline lamp Freeland avenue, near Leverington street; four Shawmont avenue, between Ridge avenue and the River road; three Wood street, between Leverington avenue and Jefferson street; three alley rear of Main street, between Shurs lane and Cedar street; two alley rear of Main street, southeast of Penn street; five Rittenhouse street, between Ridge avenue and Wissahickon drive; five Hermit lane, between Ridge avenue and Wissahickon drive; three Parker's avenue, between Ridge avenue and Washington street; four Ridge avenue, between Thorp's lane and Mechanic street; one Tower street, between Cotton and Grape streets; two alley rear of Rice and Bean's Mill; two southwest side of Cresson street, opposite Seville street; two alley between Oak and Mulberry streets; two Manayunk avenue, north of Adams street; one Markle street, above Terrace street; two Terrace street, northwest of Shurs lane; one Penn street, below Manayunk avenue; six Manayunk avenue, between Martin and Penn streets; one Freeland avenue, between Roxborough avenue and Levering street; three Jefferson street, east of Selig street; two Sharp street, below Adams street.

Twenty-second Ward.—One gas-lamp on Rittenhouse street, between Marion and Knox streets, south side; Allen's lane, between Schurz and Emeline streets, south side; three Morris street, between Lehman street and Chelten avenue; two Upsal street, between Jefferson street and Pennsylvania Railroad; two Cresson street, between Church and Hortter streets; two Springfield avenue, opposite Wissahickon Inn; one Thirty-first street, below Springfield avenue; Thirty-first street, below Morland street; Thirty-fifth street, between Morland street and Mermaid avenue; Musgrove street, between Meehan and Gorgas streets, northeast side; two Twenty-third street,

between Union and Abington avenues; one Twenty-third street, between Willow Grove and Abington avenues; Twenty-third street, corner of Union avenue; Highland avenue, east of Twenty-seventh street; McCallum street, north of Allen's lane; two Twenty-ninth street, between Union and Highland avenues; one Thirty-second street, north of Chestnut avenue; four McCallum street, south of Cresheim road; five Crefeld street, north of Chestnut avenue; one Chelten avenue, three hundred and six feet east of Musgrove street, southeast side; Chew street, between Church and Hortter streets, east side; two Chew street, between Mt. Airy and Mt. Pleasant avenues; one Chew street, between Sharpnack and Johnson streets; Chew street, south of Upsal street; Chew street, south of Clivedon street; Chew street, south of Johnson street; Chew street, south of Gorgas street; four Hancock street, between Washington and Duval streets; five Durham street, between Boyer and Chew streets; three Boyer street, between Mt. Airy and Mt. Pleasant avenues; one Boyer street, two hundred feet north of Gowen avenue, one Mt. Pleasant avenue, between Germantown avenue and Chew street; three Mt. Pleasant avenue, between Boyer and Devon streets; one west of Mt. Pleasant avenue, between Germantown avenue and Mower street; two Main street, between Mt. Pleasant avenue and Gorgas street; two Main street, between Carpenter and West-view streets; two Carpenter street, between Green and Sherman streets; one Jefferson street, between Johnson and Duval streets; three Duval street, between Hancock and Morton streets; two Pomona terrace, between Morton and Duval streets; three Meehan avenue, from Main to Chew streets; change locations already located, to corners of intersections or equal distances; six Gowen avenue, between Germantown and Stenton avenues; six Romfort avenue, between Gowen and Stenton avenues; one Pleasant street, one hundred and thirty-five feet east of Musgrove street; two north side Mermaid lane, east of Germantown avenue; one south side Wistar street, one hundred and fifty feet west of Clarkson avenue; south side of Wistar street, one hundred and fifty feet west of Armstrong street; east side Miller street, four hundred and fifty feet north of Wisteria avenue; north side Wisteria avenue, two hundred and seventy-five feet west of Miller street; east side Wakefield street, opposite Garfield street; three north side Johnson street, west of Green street; two west side of Chew street, north of Penn street; one west

side of Morton street, ninety feet from north side of Centre street; south side Center street, midway between Morton and Wilson streets; southwest corner Broad street and Fisher's lane; east side York road, two hundred feet north of Fisher's lane; east side Broad street, one hundred and fifty feet south of Fisher's lane; west side York road, three hundred and fifty feet north of Fisher's lane; west side York road, five hundred and fifty feet north of Fisher's lane; west side York road, seven hundred and twenty-five feet north of Fisher's lane; six west side York road, north of Philip Garrett's gate; one northeast corner Broad and Wingohocking streets; east side Broad street, north of Wingohocking street; northeast corner Broad and Courtland streets; east side Broad street, north of Courtland street; east side Broad street, south of Wyoming avenue; east side Broad street, north of Wyoming avenue; east side Broad street, opposite Loudon street; east side Broad street, south of Loudon street; east side Broad street, south of Rockland street; east side Broad street, north of Rockland street; south side Herman street, west of Hancock street; two Bringhurst street, between Wakefield and Mercer streets; one south side Mechlin street, east of Germantown avenue; south side Manheim street, one hundred and five feet east of Henry street; three Earham street, between Pulaski avenue and Morris street; two south side Cheltenham avenue, east of Magnolia avenue; one Jefferson street, between Johnson and Duval streets; Germantown avenue, north of Tulpehocken street; south side of High street, between Main and Hancock streets; north side of Abbottsford avenue, south of McKean avenue; north side Cheltenham avenue, west of Boyer street; two Sunset avenue, between Norwood avenue and Germantown turnpike.

Remove lamps on Chew street, between Sharpnack and Johnson streets, equal distances; put lamp on Rittenhouse street, north side, west of Green street, fifty feet east of present erection; south side of Coulter street to north side, opposite 49; south side Herman street to southwest corner Herman and Hancock streets; south side Manheim street to southeast corner Manheim and Henry streets. Remove gas-lamps from southwest side of Main street, below Highland avenue, to northeast side, opposite the entrance to Perseverance K. P. Hall.

Five gasoline lamps Pulaski avenue, between Cheltenham avenue and Rittenhouse street; one Pulaski avenue, one hun-

dred feet north of Rittenhouse street ; Pulaski avenue, between Harvey and Rittenhouse streets ; Pulaski avenue, corner of Harvey street ; Mead street, two hundred feet east of Twenty-seventh street ; Mead street, corner of Twenty-eighth street ; Mead street, corner Twenty-ninth street ; Wissahickon avenue, opposite Wissahickon Inn stables ; Wissahickon avenue, at Thirty-fifth street bridge ; Stenton and Mt. Airy avenues ; Mt. Airy avenue, two hundred and fifty feet west of Stenton avenue ; Bryant street, south of Allen's lane ; Reading pike, opposite convent ; two Stenton avenue, north of Graver's lane ; four Mermaid lane, west of Thirty-fifth street ; six McCallom street, south of Mermaid lane and new bridge ; four Lydia street, west of Reading Railroad ; one Stenton avenue, one hundred and fifty feet northwest of Union avenue ; Stenton avenue, three hundred feet northwest of Union avenue ; Stenton avenue, corner of High street ; Stenton avenue, corner of Tulpehocken street ; Stenton avenue, between Tulpehocken street and Washington lane ; Stenton avenue, corner Sixty-sixth avenue ; Stenton avenue, south of Haines street ; Oak lane, between Sixth and Marshall streets ; Oak lane, between Sixth street and Baptist church ; City line, north of Oak lane, opposite church gate ; City line, between Fourth and Fifth streets, at bridge ; east side of Union avenue, between Oak lane and present lamp ; Verbena avenue, between Oak lane and railroad platform ; Cheltenham avenue, under railroad bridge at Oak lane station ; Green lane and Broad street ; Limekiln pike, corner Upsal street ; Limekiln pike, corner Michener avenue ; Limekiln pike corner of Pickering avenue ; Limekiln pike, between Twentieth street and Davis gate ; Limekiln pike, between Cheltenham and Godfrey avenues ; two Limekiln pike, north of Haines street ; one Twenty-first street and Sixty-sixth avenue ; Weiss street, between Spencer and Godfrey avenues ; Weiss street, between Spencer and Mill streets ; two Haines street, west of Limekiln pike ; two Twentieth street, between Mill street and Limekiln pike ; two Sixty-fifth avenue, between Stenton avenue and Limekiln pike ; one Walker avenue, south of Mill street ; two Mill street, east of Walker avenue ; three Second street pike, between Tacony bridge and Tabor street ; one north side of Tabor street, east of Second street pike ; Tabor street, between Newtown Railroad and Front street ; east side of Clinton street, between Wyoming avenue and Loudon street ; east side of Clinton street, north of Green lane, at

bridge; west side of Clinton street, north of Green lane, at Fisher's gate; Clinton street, corner of Rockland street; Old York road and Nedro avenue; west side of Eighth street, two hundred and forty feet north of Sixty-sixth avenue; west side of Second street pike and Front street; Front street and Fisher's lane; Loudon street, between Second street pike and Clinton street; Fisher's lane, east of Second street pike, at John Hoffner's gate; Wentz street, below Clarkson street; Olney avenue and second street; Tabor street, between Fifth and Sixth streets; Second street, two hundred feet north of Clarkson avenue: corner Bickley avenue and Tabor street; Chew avenue and North Fisher's lane; Old York road, north end of Wingokocking bridge; Old York road, opposite Graham's gate; Thorp's lane, on hill west of Harper's hollow; five Frank street, between Sherman and Wissahickon avenues; two Westview street, between Quincy and Emlen, and remove others to equal distances; one Gorgas street, between Chew and Boyer streets; Gorgas street, between Sprague and Boyer streets; Gorgas street, between Sprague street and Reading Railroad; three Gorgas street, between Stenton avenue and Reading Railroad, and remove others to equal distances; one Bryant street, south of Allen's lane; Johnson street, between Wayne and Wissahickon avenues; west side of Limekiln pike, in front of Sixty-fifth avenue; northwest corner of Johnson street and Limekiln pike; northwest corner of Haines street and Limekiln pike; northwest corner of Cheltenham avenue and Limekiln pike; Rufe street, west side of Reading Railroad, between Collom and Wistar streets; Medary street and Stenton avenue; Cora street and Stenton avenue; York road, opposite Parker's house, along Oak lane; Forest avenue, west of Washington lane; Oak lane, below Mott street; Broad street, west of Green lane; Henry street, two hundred feet above Manheim street; Oak lane, between Eleventh and Twelfth streets; corner of Oak lane and Mott street; New Tenth street, between Sixty-sixth and Sixty-seventh avenues; Verbena avenue, south line of Mr. Austin's property; two Bellfield avenue, north of Wistar street; two Haines street, east of Chew street; one Bellfield avenue, south of Mill street; three Penn street, between Morris and Lawrence streets; one Loudon street, west of Main street; Tetlow's court, one hundred feet north of Wistar street; Peake street, one hundred feet south of Mott street; two Wayne avenue, below Seymour; one corner of Bockius

and Woodbine avenues; Locust avenue, between Boyer and Bockius streets; south side of Bexley street, opposite Cheltenham avenue; south side of Bexley street, seventy feet south of Pulaski avenue; north side of Wakefield street, one hundred and fifty feet south of Mill street; north side of Lee's court, south of Miller street; Shoemaker street, south of Penn street; Woodbine avenue, between Boyer and Bockius streets; Norwood and Sunset avenues; three Thorp's lane (Chestnut Hill) between Germantown avenue and Bethlehem turnpike; five Stenton avenue, between Willow grove and Rounfort avenues.

Twenty-third Ward.—One gas-lamp Ditman and Longshore streets; Torresdale avenue and Knorr street; Edmund and Knorr streets; Hamilton and Keystone streets; Mary street, above Keystone street; Tulip street, below Washington street; Ditman street, below Unruh street; St. Vincent and Spring streets; Ditman street, above Magee street; Wissinoming and Penn streets; two Bridge street, above Railroad; one Penn street, below Orthodox street, south side; three Holme avenue, between Delaware avenue and Mill street; two Maple lane, west of Bristol pike; one corner of Frankford avenue and Howarth street; five Jackson street, from Bridge to Harrison street; one west side of Tacony street, north of Tucker street; two Tacony street, between Fraley street and Fitler's cordage works; two west Sellers street, west of Wingohocking street; one east side of Paul street, forty feet north of Tacony street, in front of Division House; Paul street, front of Mr. Horrock's house; Harrison street, front of Mr. Web Thomas's house; east side of Orchard street, south of Church street; west side of Leiper street, north of Unity street; west side of Leiper street, south of Sellers street; east side of Franklin street, south of Unity street; west side of Frankford road, north of Church street; west side of Jefferson street, north of Oxford street; west side of Tackawanna street, north of Orthodox street; east side of Orchard street, north of Tacony street; southeast corner of Washington avenue and Orthodox street; west side of Frankford avenue, north of Wakeling street; east side of Paul street, near Frankford avenue; west side of Cherry street, north of Meadow street; east side of Penn street, north of Unity street.

Remove gas-lamp on Knorr street, above Tulip street, to southwest corner Tulip and Knorr streets; Delaware avenue,

above Union street, to northwest corner of Delaware avenue and Union streets.

One gasoline-lamp Sylvan street, corner of Front street, between Decatur street and Delaware avenue; southwest corner Cambridge and Orthodox streets; west side of Cambridge street, two hundred feet south of Orthodox street; Cambridge street, two hundred feet north of Orthodox street; two Deal street, above Kensington avenue; one Bustleton pike, southeast side, three hundred and sixty feet from Byberry road, front of Dr. Humphrey's; Byberry road and Bensalem pike, at Albinger's gate; Byberry road and Bensalem pike, below A. Tomlinson's lane; Byberry road and Bensalem pike; top of hill, below Comly road; Byberry road and Bensalem pike; angle of road, south of Humphrey's; Red Lion road, below Bonner's; J. O. McMullin's store, on Bustleton pike below M. E. Church; Bane's road, west of Bustleton pike; Bane's road, between Bustleton pike and Dungan street; bridge on Welsh road, west of Bustleton pike; Church street, between Decatur street and Delaware avenue; Maple lane, at Pennsylvania Railroad Station; southwest corner Orthodox and Cambridge streets; Cambridge street, one hundred and eighty feet west of Orthodox street; Bermuda street, one hundred and eighty feet east of Orthodox street; Bustleton pike, west of Robert's gate, below Somerton avenue; Bustleton pike, J. Tomlinson's gate; two Byberry road, west of Somerton avenue; one corner Edison avenue and Cemetery lane; corner Herschel avenue and Southampton road; Howarth and Cedar streets; Howarth street, between Cedar street and Frankford avenue; Howarth street, between Cedar and Willow streets; Blue Grass road, at Pennsylvania Railroad Station; north side Bane's road, between Dungan and Huff streets; three Township Line road, west of Bustleton pike; one Washington street, south of Mill street; Washington, north of Delaware avenue; Foster street, half-way between Dark Run lane and Foust street; Dark Run lane and Elbow lane; East Argyle street, one hundred and sixty feet south of Linch street; Ditman street, above Longshore street; Marsden street, above Longshore street; Dark Run lane, below Bustleton pike; Jackson street, below Knorr street; hill on Welsh road, west of bridge; "G" street and Hellerman's lane; Decatur street, between Union and Holmes streets; Union street, south of Decatur street; front of M. E.

church, on Ashton road, above Welsh road; New street, between Mulberry and Tackawanna streets; Second street pike, above Levick street; two Academy road, above Bristol pike; one little John street, west of Tackawanna street, between Church and Oxford streets; Adams road, west of Second street pike; five Academy road, between Bristol pike and bridge, opposite property of Mr. Wm. B. Gill; four Willet's road, between Academy road and property of Samuel Willet's; three Pierson's or Linden avenue, between Pennsylvania Railroad and Bristol pike; three Pennypack lane, between Pennsylvania Railroad and Bristol pike; three Bristol pike, between Pennypack lane and Academy road; three Bristol pike, between Pierson's or Linden avenue and Academy road; four on Bristol pike, between Stevens' lane and Pierson's or Linden avenue; one Mill and Vanhorn street; Sylvan street, north of Delaware avenue; Solly avenue, between Vanhorn and Crispin streets; corner Solly avenue and Crispin street; three Dark Run lane, east of Bristol pike; one Glen Lock and Unruh streets; Glen Lock street, below Knorr street; Marshall and Unruh streets; Marshall and Magee streets; Jackson and Longshore streets; Hamilton street and Trenton avenue; Keystone street, below Unruh street; four Margaretta street, east of Frankford avenue; one Willow street, between Meadow and Margaretta streets; two Foulkrod street, between Mulberry and Tackawanna streets; one Mulberry street, between Foulkrod and New streets; Mill road, three hundred feet west of Second street pike; Scott street and Somerton pike; Gillian's lane and Second street pike; Bristol pike, above Bridge street; two James street, above Orthodox street; one front Presbyterian church, Lawndale; northeast corner of "G" and Robbins streets; south side Funk street, between Torresdale avenue and Ditman street; southwest corner of Tulip street and Dark Run lane; William's lane and Second street pike; northeast corner Torresdale avenue and Funk street; Cottage street, east side, between Funk and Vankirk streets; Adams road, three hundred feet west of Second street pike; Vankirk street, northwest of Cottage and Jackson streets; "H" street, two hundred feet north of Levick street; Second street pike, near Mrs. Eldridge's gate; five Second street, below reservoir; three second street, north of Church lane; four Rowlandville lane, south of Asylum pike; five Veree road, above Strahle street; five Bustleton pike, above Cedar Hill Ceme-

tery; four Oxford road, above Trinity Church; five Bristol pike, above tollgate; three Bridge street, west of Franklin street; one southwest corner Tulip street and Dark Run lane; Hagerman street, east side, between Comly and Funk streets; northeast corner Torresdale avenue and Funk street; Ditman street, west side, between Funk and Vankirk streets; Jackson street, east side, between Funk and Vankirk streets; Cottage street, east side, between Funk and Vankirk streets; Walker street, east side, between Funk and Vankirk streets; Vankirk street, south side, between Cottage and Walker streets; Vankirk street, north side, between Cottage and Jackson streets; Vankirk street, north side, between Jackson and Ditman streets; Jackson street and Dark Run lane; Edmund street, above Margaretta street; Walker street and Dark Run lane; Walker street, east side, between Comly and Funk streets; Cottage street, east side, between Comly and Funk streets; Walker street, east side, between Vankirk and Dark Run lane; Cottage street, west side, between Vankirk and Dark Run lane; Margaretta street, west of Edmund street; one Doyle street, between Orthodox and Brown streets.

Twenty-fourth Ward.—One gas-lamp west side of Fortieth street, twenty-five feet south of Spring Garden street, in front of "Church of the Strangers;" west side of Fortieth street, forty-five feet south of Spring Garden street, in front of "Church of the Strangers;" south side of Lansdowne avenue, one hundred and thirty-three feet west of Conestoga street; northeast corner Fifty-third street and Wyalusing avenue; south side of Lancaster avenue, two hundred feet east of Fifty-fourth street; southeast corner Fifty-first street and Lancaster avenue; southwest corner Peach street and Lancaster avenue; southwest corner Lancaster avenue and Fifty-second street, at bridge; southwest corner Fifty-fourth street and Haverford avenue; southwest corner Girard avenue and Meeting House lane; southeast corner Fifty-fifth street and Wyalusing avenue; southwest corner Fifty-fifth and Vine streets; south side of Vine street, one hundred and twenty-five feet west of Fifty-third street; south side of Haverford avenue, one hundred and eighty feet west of Fifty-fourth street; west side of Thirty-eighth street, seventy-five feet south of south curb line of Powelton avenue; east side of Thirty-fourth street, one hundred and twenty feet south of Baring street; east side of Thirty-fourth street, one hundred and five feet north of Powelton

avenue; in front of 624 Budd street; southeast corner Thirty-ninth and Reno streets; northwest corner Forty-third street and Wyalusing avenue; south side of Wyalusing avenue, one hundred and fifty-eight feet west of Forty-third street; northeast corner Belmont avenue and Otter street; north side of Penngrove street, two hundred and forty-two feet east of Forty-third street; north side of Penngrove street one hundred and fifty-eight feet west of Forty-third street; northeast corner Forty-third street and Westminster avenue; north side of Westminster avenue, one hundred and fifty-eight feet west of Forty-third street; west side of Thirty-seventh street, below Lancaster avenue, opposite alley; south side of Eaglesfield street, one hundred feet west of Thirty-ninth street; northeast corner Fortieth and Poplar streets; southeast corner Fortieth and Eaglesfield streets; southwest corner Sloan and Eaglesfield streets; northeast corner Union and Poplar streets; southwest corner Union and Eaglesfield streets; northeast corner State and Poplar streets; southwest corner Thirty-ninth and Eaglesfield streets; west side of Thirty-sixth street, half-way between Melon and Wallace streets; southwest corner Forty-second and Penngrove streets; southwest corner Forty-second and Otter streets; southwest corner Forty-second street and Mantua avenue; south side of Penngrove street, one hundred and sixty feet east of Forty-third street; north side of Penngrove street, one hundred and sixty feet west of Forty-second street; south side of Otter street, one hundred and sixty feet east of Forty-third street; north side of Otter street, one hundred and sixty feet west of Forty-second street; northeast corner Forty-third and Penngrove streets; northeast corner Forty-third and Otter streets; northeast corner Forty-second and Penngrove streets; front of 413 Wyoming street; north side of Powelton avenue, one hundred and ten feet west of Thirty-third street; west side of Thirty-ninth street, ninety feet north of Powelton avenue; west side of Thirty-third street, one hundred and five feet north of Powelton avenue; west side of Thirty-third street, between Melon and Wallace streets; east side of Forty-second street, eighty feet north of Baring street; southeast corner Forty-second and Spring Garden streets; west side of Holly street, eighty feet north of Baring street; west side of Holly street, two hundred and twenty-five feet north of Baring street; east side of Brooklyn street, one hundred feet north of Parrish street; west side of Forty-eighth street, above Wyalusing

avenue; northeast corner of Fifty-first and Master streets; east side of Thirty-third street, ninety feet north of north curb line of Race street; southeast corner Forty-fifth and Westminster avenue; northwest corner Forty-fifth and Ogden streets; southeast corner Forty-sixth street and Westminster avenue; southwest corner Fifty-fourth street and Lancaster avenue; southeast corner Fifty-fourth street and Merion avenue; northwest corner Forty-fifth and Laird streets; northeast corner Forty-sixth and Ogden streets; northwest corner Forty-fifth and Hoopes streets; northeast corner Forty-sixth and Laird streets; northeast corner Forty-sixth and Hoopes streets; southwest side of Lancaster avenue, between Fifty-fourth and Jefferson streets; north side of Merion avenue, one hundred and fifty feet west of Fifty-fourth street; south side of Merion avenue, three hundred feet west of Fifty-fourth street; south side of Jefferson street, west of Lancaster avenue; north side of Girard avenue, one hundred and twenty-five feet west of Fortieth street; north side of Eaglesfield street, between Fortieth and Forty-first streets; east side of Meeting House lane, one hundred feet south of Girard avenue.

One gasoline lamp front of 4950 Merion avenue; north side of Wyalusing avenue, one hundred and twenty-five feet east of Fifty-third street; northwest corner of Fifty-second street and Wyalusing avenue; east side of Sixty-sixth street, about one hundred and fifty feet south of Merion avenue; Fifty-second street, between Warren street and Lancaster avenue; south side of Thompson street, between Forty-ninth and Fiftieth streets; northwest corner of Fifty-ninth and Media streets; front of 4920 Merion avenue; north side of Stiles street, between Fifty-first and fifty-second streets; south side of Bryn Mawr avenue, two hundred feet east of City avenue; south side of Bryn Mawr avenue, three hundred and thirty-two feet east of City avenue; north side of Ford road, between Belmont avenue and Monument road; east side of Fifty-fourth street, one hundred and thirty feet south of Westminster avenue; west side of Sixty-and-one-half street, two hundred feet south of Vine street; south side of Hamilton street, two hundred and thirty-five feet east of Sixty-second street; north side of Vine street, two hundred feet west of Fifty-third street; north side of Fairmount avenue, one hundred feet east of Fiftieth street; north side of Vine street, one hundred and ninety feet west of Fifty-seventh street; north side of Vine street, two hundred and ninety feet west of Fifty-seventh

street; Fifty-fourth street, two hundred feet southeast of City avenue; Fifty-fourth street, four hundred feet southeast of City avenue; Fifty-fourth street, north of Haverford avenue; southeast corner of Fifty-eighth street and Westminster avenue; twelve on City avenue, equal distances from west side of Schuylkill River to Belmont avenue, from the approach to the new bridge, on line of City avenue; in alley east of Fortieth street, north of Poplar street; one in alley east of Sloan street, north of Poplar street; in alley east of State street, north of Poplar street; east side of Shedwick street, one hundred and twenty-five feet north of Lancaster avenue; Foster street, above Lancaster avenue and east of Thirty-fourth; street front of 4088 Mt. Vernon street; north side of Reno street, one hundred and fifty feet east of Thirty-ninth street; north side of Melrose street, seventy-five east of Fifty-fifth street; north side of Lansdowne avenue, near house of John Wier, and near Sixty-fifth street; northwest corner of Forty-eighth street and Wyalusing avenue; southeast corner of Fiftieth and Dohan streets; south side of Dohan street, two hundred and twenty feet west of forty-eighth street; Fiftieth street, one hundred and twenty feet south of Oregon street; Fiftieth street, two hundred and twenty feet south of Oregon street; northwest corner of Forty-ninth and Dohan streets; east side of Forty-eighth-and-one-half street, one hundred and seventy feet south of Westminster avenue; east side of Merion avenue, between Haverford avenue and Media; north side of Westminster avenue, corner of Forty-eighth-and-one-half street; west side of Forty-fifth street, about one hundred and fifty feet north of Merion avenue; northwest side of Lansdowne avenue, one hundred and twenty-five feet northeast of Haverford avenue; north side of Haverford avenue, at west corner of Paschal street; southeast corner of Sixty-third and Arch streets; West side of Sixty-third street, one hundred and fifty feet south of Arch street; west side of Sixty-third street, one hundred and fifty feet north of Market street; west side of Sixty-third street, one hundred and forty feet north of Arch street; east side of Sixty-second-and-one-half street, two hundred and forty-five feet south of Vine street; east side of Sixty-second-and-one-half street, two hundred and forty-five feet south of Race street; north side of Fifty-seventh street, three hundred feet east of City avenue; corner of Fifty-seventh street and Overbrook avenue; Fifty-seventh street, six hundred feet east of City avenue; southeast

corner of Columbia and Haverford avenues; southwest corner of Columbia avenue and Westminster avenue; west side of Columbia avenue, about one hundred and fifty feet south of Westminster avenue; northeast corner of Sixty-second and Hoffman streets; northeast corner of Sixty-first street and Haverford avenue; east side of Sixty-first street, one hundred and eighty feet north of Haverford avenue; east side of Sixty-first street, two hundred feet south of Paschal street; east side of Sixty-first street, two hundred feet north of Paschal street; east side of Sixty-first street, three hundred and eighty feet north of Paschal street: northeast corner of Sixtieth-and-one-half and Paschal streets; west side of Sixtieth-and-one-half street, one hundred and fifty feet north of Media street; west side of Sixtieth-and-one-half street, three hundred and fifty feet north of Media street; northeast corner Sixty-fourth and Race streets; southeast corner of Forty-seventh street and Fairmount avenue; northeast corner of City avenue and Haverford avenue; southeast side of City avenue, three hundred feet northeast of Haverford avenue; southeast side of City avenue, six hundred feet northeast of Haverford avenue; southeast side of City avenue, nine hundred and fifty feet northeast of Haverford avenue; southeast side of City avenue, one thousand three hundred feet northeast of Haverford avenue; southeast side of City avenue, one thousand seven hundred feet northeast of Haverford avenue; southeast side of City avenue, two thousand one hundred feet northeast of Haverford avenue; southeast side of City avenue, two thousand five hundred feet northeast of Haverford avenue; southeast side of City avenue, two thousand nine hundred feet northeast of Haverford avenue: Haverford avenue, four hundred feet east of Columbia avenue; Haverford avenue, eight hundred feet east of Columbia avenue; south side of Lancaster avenue, five hundred and twelve feet southeast of City avenue; south side of Lancaster avenue, one thousand feet southeast of City avenue; south side of Lancaster avenue, one thousand five hundred feet southeast of City avenue; southeast side of City avenue, four hundred feet northeast of Lancaster avenue; southeast side of City avenue, eight hundred feet northeast of Lancaster avenue; southeast side of City avenue, four hundred and seventy-five feet southwest of Lancaster avenue; southeast side of City avenue, nine hundred and fifty feet southwest of Lancaster avenue; southeast side of City avenue, one thousand two hundred and twenty-five feet southwest of

Lancaster avenue; southeast side of City avenue, one thousand six hundred and twenty-five feet southwest of Lancaster avenue; south side of Media street, eighty-one feet and six inches east of house line of Sixty-first street; east side of Sixty-first street, two hundred feet north of Vine street; northeast corner Forty-eighth and Linwood streets; northeast corner Forty-seventh and Aspen streets; two Haverford avenue, at proper distances, and west of Seventieth street; two Vine street, between Sixty-five-and-a-half and Sixty-eighth streets; two Lansdowne avenue, at proper distances, and south of Haverford avenue; three Sixty-third street, at proper distances northward from Lansdowne avenue to top of hill; one northeast corner Forty-eighth and Prescott streets.

Remove lamp on northwest corner to southwest corner of Fifty-fourth and Melrose streets.

Twenty-fifth Ward.—One gas-lamp 2831 Linden street; northeast corner Edgmont and Monmouth streets; 2713 Monmouth street; northwest corner Clearfield and Salmon streets; southeast corner Ontario street and Kensington avenue; 1921 East Allegheny avenue; 1939 East Allegheny avenue; east side Kensington avenue, one hundred feet north of Thayer street; southeast corner Kensington avenue and Willard street; 3033 Bley street; 3060 Bley street; east side of Evans street, one hundred and fifty feet south of Clearfield street; south side of Cambria street, one hundred feet east of Coral street; northeast corner Ruth and Orleans streets; Rush street, between Coral and Amber streets; 1952 East Allegheny avenue; 1831 East Allegheny avenue; 3062 Evans street; northwest corner Ontario and Arcadia streets; northeast corner Ontario and Waterloo streets; northeast corner Headley and Richmond streets; Richmond street, one hundred feet north of Franklin street; northwest corner Porter street and Cemetery avenue; northeast corner Jasper street and Allegheny avenue; northwest corner Amber and Orleans streets; northwest corner Amber street and Stella avenue; northwest corner Amber street and Belmore avenue; four Amber street, between Tioga and Ontario streets; one 2705 Monmouth, in front of alley; 3616 Frankford avenue, north of Venango street; southeast corner Somerset and Salmon streets; southwest corner Tioga and Witte streets; southeast corner Tioga and Janney streets; southwest corner Tioga and Tulip streets; southwest corner Tioga and Agate

streets; southwest corner Tioga and Aramingo streets; southwest corner Tioga and Cedar streets; Tioga street, one hundred feet east of Trenton Railroad.

One gasoline lamp, corner Almond and Tioga streets; Sepviva street, one hundred and sixty feet south of Venango street; Witte street, three hundred feet south of Venango street; southwest corner Jasper and Wellington streets; Wheatsheaf lane and Memphis street; corner Ann and Weikel streets; Agate street, one hundred feet north of Allegheny avenue; Kennedy street, one hundred and forty feet east of Emerald street; southeast corner Emerald and Westmoreland streets; 3177 Mercer street; east side Clarion street, three hundred feet north of Ontario street; Memphis street, one hundred and ninety feet north of Ontario street; east side Salmon street, three hundred and sixty feet south of Buckius street; west side Salmon street, two hundred feet north of Lefevre street; east side Salmon street, one hundred and fifty feet south Lefevre street; west side Salmon street, three hundred feet south Lefevre street; east side Livingston street, two hundred feet south Allegheny avenue; northeast corner Venango and Salmon streets; east side of Edgemont, south of Lefevre street; west side Jenks street, one hundred and ten feet east of Carrie; northwest corner Gaul and Division streets; northwest corner Wezer and Almond streets; northwest corner Irving and Washington streets; east side Franklin, one hundred and fifty-six feet east of Garden; Thayer street, one hundred and fifty feet east of Kensington avenue; Russell street, between Jasper street and Kensington avenue; Edgemont and Venango streets (in front of St. George's Chapel); southwest corner Division and Belgrade streets; 2828 Amber street; three on Arcadia street, between Tioga and Ontario streets; one corner Madison avenue and Jasper street; Nicetown lane, between Kensington and Frankford avenues; two on north side of Ontario street and Trenton Railroad crossing; one northeast corner Ontario and Witte streets; northeast corner Ontario and Janney streets; northeast corner Ontario and Weikel streets; northwest corner Ontario and Tulip streets; northwest corner Ontario and Agate streets; 2552 Birch street; two on Tulip street, south of Tioga street.

Twenty-sixth Ward. — Three gas-lamps on Long lane, between Reed and Dickinson streets; one Wharton street, west of Twenty-second street; northeast corner Twenty-

second and Manton streets; Galloway, between Twenty-sixth and Twenty-seventh streets; Ellsworth street, in front of 2216; south side Reed street, seventy feet east of Tiernan, opposite churchyard; front of premises, 1534 South Fifteenth street; southwest corner Twenty-second and Wharton streets; northwest corner Twenty-second and Earp streets; corner Federal and Devon streets; Earp street, east of Twenty-second, opposite alley; south side of Reed, east of Twenty-second street, opposite church; northeast corner Twenty-third and Manton streets; northeast corner Twenty-third and Wharton streets; Wharton street, one hundred and eighty feet west of Twenty-second street; Mole street, above Tasker street, opposite alley; corner Moore and Carlisle streets; corner Mifflin and Carlisle streets; southeast corner Thirty-third and Wharton streets; Wharton street, sixty feet east of Thirty-third street, at church; northwest corner Twentieth and Annen streets; corner Nineteenth and Moore streets; south side of Ellsworth street, one hundred feet west of Ninth street; Wharton street, east of Twenty-second street; corner Nineteenth and McClellan streets; corner Nineteenth and Mifflin streets; Twenty-sixth street, one hundred feet north of Alter street, opposite depot; corner Sixteenth and Mifflin streets; two Twenty-second street, below Dickinson street; one Sixteenth, below Mifflin street, opposite church; front of 1530 Tiernan street; northeast corner Twenty-sixth and Alter streets; south side of Wharton street, east of Eighteenth street, at church; northeast corner of Fifteenth and Tasker streets; southeast corner Juniper and Tasker streets; two Twenty-eighth street, from Oakford to Wharton street; one Fifteenth street, south of Tasker street; Nineteenth street, one hundred feet above Tasker street; Watkins street, one hundred and fifty feet west of Seventeenth street; west side of Mole street, south of Dickinson, opposite alley; southwest corner Twenty-first and Cross streets; two Morris street, west of Seventeenth street; one Morris street, seventy feet west of Sixteenth street, opposite alley; Moore street, school house pavement, fifty feet west of Sixteenth street; Chadwick street, one hundred and fifty feet south of Moore street; Bancroft street, one hundred and fifty feet south of Moore street; McClellan street, west of Twentieth street.

One gasoline lamp corner of Twenty-fifth and Alter streets; Alter street, one hundred and fifty feet west of Twenty-fifth

street; two Cross street, between Twenty-first and Point Breeze avenue; one Eighteenth and Wolf streets, at church; Mendenhall and Wolf streets; corner Lambert and Tasker streets; Devon street, corner of Oakford street; Garret street, west of Twenty-second street; Wilder street, west of Twenty-second street; Sears street, west of Twenty-second street; Earp street, west of Twenty-second street; rear of 1322 Passyunk avenue; Fifteenth and McKean streets; Annen street, east of Twenty-first street; rear of 1525 South Thirteenth street; rear of 1625 South Thirteenth street; Matchett street, one hundred feet north of Tasker street; Juniper street, one hundred and fifty feet south of Federal street; three Schuylkill avenue, north of Passyunk road; three west side Schuylkill avenue, south of Old Passyunk road; one rear of 1315 Dickinson street; rear of 1314 Dickinson street; west side of Broad street, opposite Grave's varnish works; west side of Broad street, at bridge; three west side of Broad street, north from bridge to Pennsylvania Railroad; one corner Cross and Point Breeze avenue; Ward street, south of Morris street; rear of 1720 South Sixteenth street; rear of 1430 Dickinson street; rear of 1329 South Fifteenth street; rear of 1322 Mole street; rear of 1623 South Fifteenth street; rear of 1622 South Broad street.

Remove two gasoline lamps from Long lane, between Reed and Dickinson; one to McClellan street, west of Nineteenth street, and one to Mifflin street, west of Nineteenth street.

Twenty-seventh Ward.—One gas-lamp on Locust, south side, between Thirty-second and Thirty-third streets; Meadland avenue, sixty feet from Thirty-second street, corner of Meadland avenue and Irving street; west side of Meadland avenue, south of Irving street; corner of Meadland avenue and Marsden street; Marsden street, one hundred and fifty feet west of Meadland avenue; corner Irving and Marsden streets; three Irving, between Marsden street and Meadland avenue; one Marsden street, seventy feet from Locust street; Marsden street, between Meadland avenue and Thirty-second street; Forty-eighth and Paschal avenue; two Paschal avenue, between Forty-eighth and Hanson streets; one corner Paschal avenue and Hanson street; three on Forty-ninth street, east side, between Greenway street and Kingsessing avenue; two on Fiftieth street, between Springfield avenue and Chester street; three on Forty-eight-and-a-half street, between Springfield avenue and Greenway avenue; one south side of

Baltimore avenue, one hundred feet west of Forty-first street ; Springfield avenue, one hundred feet west of Forty-eighth street ; corner of Springfield avenue and Forty-eighth street ; north side Walnut, one hundred and fifty feet west of Thirty-ninth street ; east side Thirty-eighth street, half-way between Walnut and Sansom streets ; north side Chester street, one hundred and ten feet west of Forty-sixth street ; corner Springfield avenue and St. Bernard place ; corner Springfield avenue and Farragut street ; Ludlow street, half-way between Forty-third and Forty-fourth streets ; east side Thirty-sixth, between Chestnut street and chapel of Baptist church ; corner Forty-ninth and Regent streets ; corner Forty-eighth and Regent streets ; three on Regent street, between Forty-eighth and Forty-ninth streets ; one northeast corner Forty-fifth and Ludlow streets ; east side Forty-fifth street, one hundred feet north of Ludlow street ; in front of church, Forty-first and Ludlow street ; east side of Fiftieth street, eighty-five feet from Woodland avenue.

One gasoline lamp in alley, east side of Thirty-seventh street, south of Market street ; northwest corner Forty-fifth and Walnut streets ; Forty-five-and-a-half street, between Yocum street and Kingsessing avenue ; Forty-five-and-one-fourth street, southeast of Paschal avenue ; Pentridge street, between Fiftieth street and West Chester and Pennsylvania Railroad ; Florence avenue, between Fiftieth and Fifty-first street ; Willows avenue, between Fiftieth and Fifty-first streets ; Fifty-first street, between Baltimore avenue and West Chester and Pennsylvania Railroad ; east side Forty-third street, one hundred feet south of Spruce street ; west side Forty-third street, one hundred feet north of Pine street ; Thirtieth street, corner Walnut street ; Thirtieth street, west side, one hundred and fifty feet south of Walnut street ; two Gray's Ferry road, near Bridge street ; one Vine street, at rear of 3712 Locust street ; Vine street, half-way between Thirty-ninth and Fortieth streets ; Dural street, rear of 3420 Sansom street ; Buist's avenue, one hundred and fifty feet northeast of Seventy-first street ; south side Chestnut street, two hundred and seventy-five feet west of Fifty-fourth street ; south side Ludlow street, two hundred and ninety-five feet west of Fifty-fourth street ; Fifty-sixth street, one hundred and fifty feet south of Woodland avenue ; Fifty-sixth street, three hundred feet south of Woodland avenue ; southwest corner

Fifty-seventh and Ludlow streets; corner Fifty-fourth and Chester avenue; corner Fifty-fourth and Springfield avenue; east side Oak street, one hundred and ten feet from Paschal avenue; northwest corner Sixty-third street and Dick's avenue; corner Sixty-third and Gibson avenue; corner Sixty-third street and Chelmynde avenue; northwest corner Seventy-eighth street and Brewster avenue; Seventy-first street, three hundred and fifty feet southeast from Elmwood avenue; Holstein avenue, four hundred feet northeast of Eighty-seventh street; west side Greenway avenue, one hundred and sixty feet south of Sixty-eighth street; Chancellor street, in front 3226; St. James street, in front 3225; rear 3232 Sansom street (Leaf street); north side Chestnut street, between Fifty-second and Fifty-third streets; north side of Chestnut street, between Fifty-third and Fifty-fourth streets; southwest corner Fifty-third and Chestnut streets; southwest corner Fifty-fourth and Chestnut streets; Fifty-first street, one hundred feet south of Woodland avenue; Ashland avenue, half-way between Fifty-eighth and Fifty-ninth streets; Fifty-ninth street, two hundred and fifty feet southwest of Ashland avenue; Ashland avenue, half-way between Fifty-seventh and Fifty-eighth streets; Fifty-seventh street, two hundred feet from Ashland avenue; Hoffman avenue, half-way between Fifty-seventh and Fifty-eighth streets; Hanson street, east side, between Paschal and Woodland avenues; Greenway avenue, between Forty-eighth and Forty-ninth streets, north side; Gibson avenue, three hundred feet south of Sixty-third street; Eighty-seventh street and Reading Railroad; Eighty-seventh street, between Reading Railroad and Island road; corner Dicks avenue and Island road; Jones lane, at Reading Railroad crossing; Jones lane, one hundred feet from Island road; Jones lane, five hundred feet from Island road; Adaline street, one hundred and fifty feet southwest from Seventieth street; Seventy-second street, one hundred and fifty feet east of Gray's avenue; Eighty-fourth street, at Reading Railroad crossing; northeast corner Seventy-seventh and Brewster avenue; Island road, at Eighty-eighth street; southwest corner Laycock and Eighty-seventh streets.

Remove gasoline lamp from Mud lane, west of Buist's avenue, to corner Mud lane and Buist's avenue; change three gasoline lamps on board-walk at Forty-second street station to line of Forty-second street, between Woodland avenue and West Chester Railroad.

Twenty-eighth Ward.—One gas-lamp west side Twenty-second street, two hundred and fifty feet north of Susquehanna avenue ; west side Twenty-second street, two hundred and fifty feet north of Dauphin street ; south side Huntingdon street, one hundred feet west of Eleventh street ; north side Linda street, one hundred feet west of Germantown avenue ; north side Linda street, one hundred feet east of Eleventh street ; east side Ridge avenue, one hundred feet above Scott's lane ; in front of 3610 North Thirty-fifth street ; in front of 3455 Summerside avenue ; northwest corner Park avenue and Hoffman street ; northwest corner Park avenue and Bishop street ; in front of 1343 Coffman street ; in front of 1343 Bishop street ; northwest corner Tenth and York streets ; southwest corner Tenth and Colona streets ; southeast corner Tenth and Cumberland streets ; northeast corner Jessup and Cumberland streets ; east side of Jessup street, two hundred and fifty feet north of Cumberland street ; west side of Jessup street, one hundred and twenty-five feet north of Cumberland street ; west side of Jessup street, one hundred and twenty-five feet south of Cumberland street ; north side of Cumberland street, one hundred and twenty-five feet east of Thirteenth street ; north side of Cumberland street, two hundred and fifty feet east of Thirteenth street ; north side of Sargeant street, one hundred and twenty-five feet west of Twelfth street ; north side of Sargeant street, one hundred and twenty-five feet east of Thirteenth street ; north side of Firth street, one hundred and twenty-five feet west of Twelfth street ; north side of Firth street, one hundred and twenty-five feet east of Thirteenth street ; north side of Fox street, one hundred and twenty-five feet west of Twelfth street ; north side of Fox street, one hundred and twenty-five feet east of Thirteenth street ; northeast corner Thirteenth and Huntingdon streets ; north side of Oakdale street, one hundred and twenty-five feet east of Thirteenth street ; southwest corner Germantown avenue and Sommerville street ; northeast corner Logan street and Park avenue ; north side of Logan street, one hundred feet west of Thirteenth street ; southwest corner Germantown avenue and Clearfield street ; southwest corner Germantown avenue and Fifteenth street ; northeast corner Thomas avenue and York street ; east side of Thomas avenue, two hundred and fifty feet north of York street ; west side of Thomas avenue, one hundred and twenty-five feet south of Cumberland street ; west side of Thomas avenue, one hundred and twenty-five feet north

of York street ; northeast corner Willington and York streets ; southeast corner Willington and Cumberland streets ; southeast corner Thomas avenue and Cumberland street ; west side of Sixteenth street, one hundred and fifty feet south of Cumberland street ; southeast corner Seventeenth and Cumberland streets ; northeast corner Seventeenth and York streets ; east side of Seventeenth street, two hundred and fifty feet north of York street ; east side of Seventeenth street, one hundred and fifty feet south of Erie avenue ; southeast corner Smedley street and Erie avenue ; northwest corner Carlisle and Tioga streets ; west side of Willington street, one hundred and twenty-five feet north of Susquehanna avenue ; west side of Willington street, one hundred and twenty-five feet south of Dauphin street ; southwest corner Uber place and Dauphin street ; west side of Twentieth street, one hundred and twenty-five feet north of Susquehanna avenue ; west side of Twentieth street, one hundred and twenty-five feet south of Dauphin street ; southwest corner Twenty-first and Dauphin streets ; west side of Twenty-first street, one hundred and twenty-five feet north of Susquehanna avenue ; west side of Twenty-first street, one hundred and twenty-five feet south of Dauphin street ; southeast corner Cleveland avenue and Dauphin street ; southwest corner Gratz and Dauphin streets ; southeast corner Nineteenth and Dauphin streets ; Nineteenth street, one hundred and twenty-five feet north of Susquehanna avenue ; Nineteenth street, two hundred and fifty feet north of Susquehanna avenue ; Nineteenth street, one hundred and twenty-five feet south of Dauphin street ; Seventeenth street, in front of 2223 North Seventeenth street ; Seventeenth street, in front of 2235 North Seventeenth street ; northwest corner Ninth and York streets ; Ninth street, opposite No. 2334 North Ninth street ; south side of Venango street, one hundred feet west of Carlisle street ; east side of Cleveland avenue, one hundred and twenty-five feet south of York street ; west side of Cleveland avenue, two hundred and fifty feet south of York street ; east side of Cleveland avenue, one hundred and twenty-five feet north of Dauphin street ; west side of Sixteenth street, one hundred and fifty feet south of Cumberland street ; southwest corner Bancroft and Dauphin streets ; northwest corner Sixteenth and Dauphin streets ; west side of Sixteenth street, one hundred and fifty feet north of Dauphin street ; west side of Sixteenth street, one hundred and fifty feet south of York street ; southwest

corner Sixteenth and York streets; Bancroft street, one hundred and twenty-five feet north of Dauphin street; Bancroft street, one hundred and twenty-five feet south of York street; Sixteenth street, one hundred and twenty-five feet north of Susquehanna avenue; Sixteenth street, one hundred and twenty-five feet south of Dauphin street; Twentieth street, one hundred and twenty-five feet south of York street; Twentieth street, one hundred and twenty-five feet north of Dauphin street; northwest corner Wayne and Bristol streets; south side of Pomeroy street, one hundred feet west of Fifteenth street; southwest corner of Philadelphia and Pomeroy streets; southwest corner of Fifteenth and Pomeroy streets; south side of School lane, in front of Weightman's residence; east side of Eighteenth street, one hundred feet north of Atlantic street; northeast corner Thirtieth and Dauphin streets; east side of Thirteenth street, one hundred feet north of Richfield street; north side Richfield street, one hundred feet east of Thirteenth street; northeast corner Philadelphia and Dauphin streets; in front of 2324 Philadelphia street; southeast corner Philadelphia and York streets; west side of Eighteenth street, one hundred and twenty-five feet south of York street; west side of Eighteenth street, one hundred and twenty-five feet north of Dauphin street; west side of Fifteenth street, one hundred and twenty-five feet north of Erie avenue; east side of Fifteenth street, two hundred and fifty feet north of Erie avenue; east side of Fifteenth street, two hundred and fifty feet north of Allegheny avenue; west side of Fifteenth street, three hundred and seventy-five feet north of Allegheny avenue; east side of Fifteenth street, one hundred and twenty-five feet south of Ontario street; west side of Fifteenth street, two hundred and fifty feet south of Ontario street; west side of Gratz street, one hundred and twenty-five feet north of Dauphin street; west side of Gratz street, one hundred and twenty-five feet south of York street; north side of Erie avenue, one hundred and twenty-five feet west of Broad street; south side of Erie avenue, two hundred and fifty feet west of Broad street; north side of Erie avenue, one hundred and twenty-five feet west of Fifteenth street; south side of Erie avenue, two hundred and fifty feet west of Fifteenth street; north side of Erie avenue, one hundred and twenty-five feet west of Sixteenth street; south side of Erie avenue, two hundred and fifty feet west of Sixteenth street; south side of Huntingdon street, west of Eleventh street, in

front of church, about seventy-five feet west; northwest corner Park avenue and Coffman street; northwest corner Terrace and Thirteenth streets; Logan and Thirteenth streets; Colorado street, one hundred and sixty feet north of Dauphin street, west side; Colorado street, one hundred and sixty feet south of York street, east side; southwest corner Colorado and York streets; southwest corner Bouvier and York streets; Bouvier street, west side, one hundred and sixty feet north of Dauphin street; Bouvier street, one hundred and sixty feet south of York street, east side.

Remove lamp from corner of Eleventh and Huntingdon to Eleventh street below Huntingdon street, in front of church; Siemen's lamp, from Tioga and Germantown Railroad crossing to the crossing of Nicetown lane and Germantown Railroad.

One gasoline lamp north side of Clearfield street, one hundred and fifty feet west of Twenty-second street; corner of Allegheny avenue and Thirty-fifth street; corner Allegheny avenue and Thirty-fourth street; corner Allegheny avenue and Daymon street; corner Fisk and Cresson streets; Cresson, above Spencer street; on Fisk street, one hundred and twenty-five feet north of Cresson street; New Queen street, between Cresson and Thirty-fifth streets; Scott's lane, fifty feet below Crawford street; Crawford street, one hundred feet north of Twenty-fifth street; Crawford street, two hundred feet north of Ridge avenue; two Forrest School grounds; one Frederick street, seventy-five feet north of Mifflin street; Abbottsford avenue, west of School lane; corner Mifflin and Weihle streets; Thirty-third street, between Bowman avenue and New Queen street; northeast corner Eleventh and Philadelphia and Reading Railroad; north side of York street, one hundred and twenty-five feet west of Eleventh street; north side of York street, two hundred and fifty feet west of Eleventh street; west side of Ninth street, one hundred and fifty feet south of Dauphin street; northeast corner Susquehanna avenue and Railroad; Colona street, one hundred feet west of Tenth street; west side of Warnock street, one hundred feet south of Cumberland street; west side of Alder street, one hundred feet south of Cumberland street; north side of Arizona street, one hundred feet west of Tenth street; southeast corner Eleventh and Arizona streets; north side of Nevada street, one hundred feet west of Tenth street; north side of Nevada street, two hundred and fifty

feet west of Tenth street; north side of Como street, one hundred feet west of Germantown avenue; north side of Como street, one hundred feet east of Eleventh street; north side of Tivoli street, one hundred feet west of Germantown avenue; Tivoli street, north side, one hundred feet east of Eleventh street; northeast corner Sixteenth and Somerset streets; northeast corner Eighteenth and Somerset streets; southeast corner Twenty-first and Park streets; southeast corner Twenty-second and Rush streets; south side of Lehigh avenue, between Twenty-sixth and Twenty-seventh streets; south side of Showaker street, between Twenty-sixth and Twenty-seventh streets; southwest corner of Twenty-first and Lehigh avenue; south side of Lehigh avenue, between Twenty-first and Twenty-second streets; southwest corner Twenty-second and Sedgely avenue; southwest corner Twenty-second and Harold streets; north side of Harold street, two hundred feet west of Twenty-second street; south side of Huntingdon, between Twenty-second and Twenty-third streets; east side of Twenty-second street, about one hundred and fifty feet south of Indiana street; south side of Cambria street, two hundred and fifty feet west of Twenty-second street; east side of Twenty-seventh street, one hundred and twelve feet north of Cumberland street; centre of alley, rear Huntingdon street, between Twenty-fifth and Twenty-sixth streets; northeast corner Twenty-sixth and Lava streets; east side of Twenty-sixth street, one hundred and twelve feet south of Cumberland street; south side of Showaker street, two hundred feet west of Twenty-seventh street; west side of Twenty-sixth street, one hundred and twelve feet north of York street; north side of Clarence street, one hundred and thirty feet east of Twenty-sixth street; east side of Twenty-fourth street, below York street (Church); corner Wayne avenue and Bonitz street; Bonitz street, one hundred and fifty feet west of Wayne avenue; Huntingdon street, one hundred feet west of Thirteenth street; Huntingdon street, two hundred and twenty-five feet west of Thirteenth street; west side of Eighteenth street, one hundred and thirty feet north of Ontario street; north side of Bristol street, one hundred and forty-five feet west of Wayne street; north side of Bristol street, two hundred and eighty-five feet west of Wayne avenue; corner Thirty-fourth and Penn streets; corner Thirty-third and Penn streets; corner Thirty-second and Penn streets; corner Thirty-first and Penn streets; corner Thirtieth and

Penn streets; corner Twenty-ninth and Penn streets; Bellevue street, south side, one hundred and twenty-five feet west of Twentieth street; southeast corner Twenty-eighth and Showaker streets; two in alley between Linden square and Susquehanna avenue and Thirtieth and Thirty-first streets; one in alley rear of 1347 Coffman street; in alley rear of 1346 Bishop street; north side of Cumberland street, east of Twelfth street; in alley east side of Twelfth street, south of Huntingdon street.

Twenty-ninth Ward.—One gas-lamp Nassau street, above Twenty-second street; northeast corner Twenty-seventh and Church streets; south of Thompson street, between Twenty-seven and Twenty-eighth streets; Baltz street, between Thirtieth and Thirty-first streets; north side of Master, one hundred feet east of Twenty-sixth street; southwest corner Twenty-eighth and Master streets; southwest corner Dover and Jefferson streets; southwest corner Newkirk and Jefferson streets; west side of Twenty-eighth street, in front of church door, below Thompson street; southeast corner of Myrtlewood avenue and Master street; northwest corner of Twenty-fourth and Oxford streets; southeast corner of Stillman street and Montgomery avenue; south side of Nicholas street, in front of alley west of Twenty-fifth street; northeast corner of Hollywood avenue and Master street; west side of Twenty-seventh street, in front of 1313; west side of Hollywood avenue, one hundred and fifty feet north of Thompson; east side of Hollywood avenue, fifty feet north of Thompson; north side of Master, fifty feet west of Thirtieth street; north side of Turner, in front of alley, west of Twenty-fifth street; southeast corner Twenty-sixth and Turner streets; southwest corner Twenty-fifth and Turner streets; south side of Turner, fifty feet east of Twenty-third street; southwest corner of Twenty-second and Turner streets; front of 2408 Turner street; alley running south from Montgomery avenue, between Twenty-second and Croskey streets; southwest corner Jefferson and Carlisle streets; east side of Thirty-first street, one hundred and fifty-three feet north of Thompson street; north side of Thompson street, one hundred and eighty feet west of Thirtieth street; Twenty-ninth street, between 1423 and 1425.

Remove lamp-post in front of 1530 North Seventeenth street, two feet farther north and nearer the curbstone.

One gasoline lamp back of 2619 Columbia avenue; rear of 1622 North Twenty-fifth street; rear of 2709 Jefferson street; rear of 2515 Columbia avenue; east side of Stillman street, opposite No. 1530; rear of 2043 Oxford street; alley rear of 2527 Jefferson street; alley rear of 1712 Columbia avenue; alley rear of 1812 Columbia avenue; alley rear of 1713 North Eighteenth street; rear of 2346 Redner street; alley rear of 1310 North Twenty-fifth street; alley rear of 2522 Columbia avenue; alley rear of 1716 North Twenty-second street; alley rear of 1714 North Twenty-fifth street; alley rear of 1716 North Twenty-first street; alley rear of 2539 Turner street; alley rear of 2414 Turner street; alley rear of 1420 Marston street; alley rear of 2108 Stewart street; alley rear of 1408 North Twenty-ninth street; alley rear of 1427 North Twenty-ninth street; alley rear of 1322 North Twenty-eighth street; alley rear of 2806 Master street; alley rear of 1336 Hollywood avenue; rear of 1811 Columbia avenue; 1710 Taney street; at intersection of alley between 1914 and 1916 Nicholas street and alley running at right angles with it; three alley running partly between Jefferson and Oxford streets and between Seventeenth and Wellington, one of them on line between 1513 and 1515 North Seventeenth street and others at equal distances in balance of alley; one alley rear of 1738 North Twenty-second street; on west side of Geary street, twenty feet north of Poplar street; alley rear of Grant avenue, rear of No. 2411; alley rear of Grant avenue, rear of 2419; alley rear of Grant avenue, rear of No. 2437; rear of 2544 Columbia avenue; rear of 2920 Master street.

Thirtieth Ward.—One gas-lamp southeast corner Twenty-third and Montrose streets; south side of Carpenter, east of Twenty-first street; south side of Bainbridge, east of Twenty-second street, opposite church.

One gasoline lamp in rear of 929 South Twenty-second street; alley rear of 914 South Nineteenth street; alley rear of 911 South Twentieth street; front of 2513 Townsend street; rear of 1926 Bainbridge street; rear of 2408 Montrose street; rear of 2452 Montrose street; rear of 2415 Montrose street; rear of 2449 Carpenter street; First District Police Station, Fitzwater, east of Twentieth street, on wall of station house, at entrance to alley on Pemberton street; rear of St. Charles' Church, Twentieth

and Christian streets; rear of 1937 Bainbridge street, at top of alley; rear of 1621 Catharine street; rear of 1826 Bainbridge street; in alley in rear of 1030 South Seventeenth street; in rear of 1015 Stoker street.

Thirty-first Ward.—One gas-lamp southwest corner Gaul and Sargeant streets; northeast corner Cedar and Sargeant streets; northeast corner of Dickinson and Cedar streets; northeast corner Cedar and Cumberland streets; northwest corner Belgrade and Dauphin streets; opposite 2213 Sargeant street; opposite 2015 Letterly street; between 2352 and 2354 East Dauphin street; between 2618 and 2620 Coral street; southwest corner York and Memphis streets; 2602 Coral street; 2517 East York street; 2136 Aramingo street; 2316 Emlen street; northeast corner Fox and Cedar streets; between 2429 and 2431 Cedar street; 2359 Dickinson street, at the alley; 2357 Sargeant street, at the alley; 2359 Fox street, at the alley; 2040 Amber street; two gas-lamps on the east side of Cedar street, between Lehigh avenue and Philadelphia and Reading Railroad bridge; one gas-lamp at 2049 Letterly street; 2365 Huntingdon street, at the alley; opposite 2460 Cedar street, at the alley; 2346 Adam street, at the alley; 2364 Aramingo street, at the alley; between 2549 and 2551 Cedar street; 2525 Cedar street; 2214 Lehigh avenue; southeast corner of Aramingo and Sepviva streets; northwest corner Trenton avenue and Aramingo street; northwest corner Tulip and Dauphin streets; 2312 Lehigh avenue; 2673 Cedar street.

Remove gas-lamp from 2213 Memphis street to between 2428 and 2430 Tulip street; northeast corner Tulip and Cumberland streets to 2521 East York street; 2009 Memphis street to 1815 Adam street; southwest corner Susquehanna avenue and Memphis street to 2455 Coral street; northeast corner East York and Coral streets to 2454 Emerald street, at the alley; 1810 Adam street to between 2448 and 2450 Tulip street; front of Glazier's Mill, on York street, to 2437 Coral street, at the alley; southeast corner Coral and York streets to 2111 Sargeant street; northeast corner Emerald and York streets, to southwest corner Jasper and York streets; 2559 Coral street to 2326 East Thompson street, at the alley; southeast corner Emerald and York streets to northwest corner Hazzard and Coral streets; southeast corner Middleton avenue and Tulip street to 2003 Tulip street; southeast corner York and Coral street to 2631 East York street; 2540 Emerald street.

One gasoline lamp at 2513 East Townsend street; in alley rear of 2506 Tulip street; in alley rear of 2441 Dickinson street; in court rear of 2038 Emma street; in alley rear of 2521 Tulip street; in rear of 2170 East Cumberland street; in alley rear of 2526 Memphis street; in alley rear of 2545 Tulip street; Wrecken street, between Sepviva street and Trenton avenue; in alley rear of 2049 Letterly street; in alley rear of 2565 Tulip street; in alley rear of 2568 Cedar street; in alley rear of 2528 Tulip street; in alley rear of 2019 Letterly street; in alley rear of 2548 Tulip street; in alley rear of 2208 Cedar street; in alley rear of 2153 Adam street; in Finley court, rear of 2153 Rainbow street; in alley rear of 2433 Gaul street; in alley rear of 2146 Cumberland street; in alley rear of 2572 Lloyd street; in alley rear of 2675 Frankford avenue; in alley rear of 2036 Blair street; in alley rear of 2076 East Susquehanna avenue; rear of 2035 Dreer street, in alley.

Thirty-second Ward.—One gas-lamp in front of 1838 Taney street; Twenty-eight-and-a-half street, one hundred and twenty feet north of Diamond street; Twenty-eight-and-a-half street, two hundred and fifty feet north of Diamond street; Twenty-eight-and-a-half street, one hundred and twenty-five feet south of Susquehanna avenue; corner Thirtieth and Westmont streets; two Westmont street, between Twenty-ninth and Thirtieth streets; one northwest corner Twenty-seven-and-a-half and Berks streets; southwest corner Connecticut and Ridge avenues; southeast corner Berks street and Connecticut avenue; in front of 1928 Connecticut avenue; south side Edgely street, between Twenty-seventh and Marston streets; two French street, between Twenty-ninth and Thirtieth streets; one in front of 1910 Glenwood avenue; in front of 1934 Glenwood avenue; southeast corner Glenwood avenue and Berks street; southeast corner Carlisle street and Susquehanna avenue; southeast corner Susquehanna avenue and Twenty-seven-and-a-half street; Glenwood avenue, west of Ridge avenue; east side Marston street, one hundred and twenty feet north of Diamond street; corner Marston street and Sedgley avenue; Willington street, one hundred and fifty feet north of Montgomery avenue; Willington street, three hundred feet north of Montgomery avenue; Carlisle street, one hundred and fifty feet south of Susquehanna avenue; southeast corner Bouvier

and Berks streets; southeast corner Woodstock and Norris streets; east side Twenty-second street, north of Diamond street; Van Pelt street, north of Norris street; in front of 1841 North Eighteenth street; in front of 1715 Berks street, opposite alley; northeast corner Etting street and Montgomery avenue; southwest corner Etting and Berks streets; Etting street, between Montgomery avenue and Berks street; southeast corner Glenwood avenue and Twenty-seven-and-a-half street; northwest corner Twenty-seventh and Berks streets; northwest corner Twentieth and Montgomery avenue; north side of Fontaine street, one hundred feet east of Seventeenth street, opposite alley.

One gasoline lamp in alley, between Fifteenth and Sixteenth, French and Edgley streets; alley between Fifteenth and Sixteenth streets, French street and Susquehanna avenue; alley between Fifteenth and Sixteenth, Diamond and Edgeley streets; alley between Fifteenth and Sixteenth, Diamond and Fontaine streets; alley between Fifteenth and Sixteenth streets, Montgomery and Herbine avenues; alley between Mervine and Twelfth streets, south of Diamond street; alley between Mervine and Twelfth street, north of Diamond street; alley rear of 2120 north Eleventh street; alley rear of 2150 Mervine street; alley rear of 2133 Camac place; alley one hundred and forty feet south, of Berks on Ontario street; alley rear of 2722 Ridge avenue; alley rear of 1906 Connecticut avenue; alley rear of Diamond street, between Uber and Nineteenth streets; alley rear of 1934 Connecticut avenue; alley rear of 1940 Glenwood avenue; alley rear of 1909 Glenwood avenue; alley rear of 2031 Norris street; alley rear of 2008 Diamond street; alley angle rear of church, corner Lambert and Diamond streets; alley between Lambert and Twenty-first streets, south of Diamond street; alley between Diamond street and Susquehanna avenue, Nineteenth street and Uber place; alley between Twenty-fourth and Ringgold streets, south of Berks street; alley between Taylor and Twenty-fifth streets, south of Berks street; alley west of Twenty-seventh street, below Berks street; alley between Norris and Diamond streets, Eleventh and Mervine streets; alley between Broad and Fifteenth streets, Montgomery avenue and Berks street; alley rear of 1959 North Twenty-fourth street; alley rear of 2032 North Broad street; middle of alley between Uber and Nineteenth streets,

south of Susquehanna avenue; in alley north of Diamond street, between Fifteenth and Sixteenth streets; in alley between Twentieth and Woodstock streets, above Diamond.

Thirty-third Ward.—One gas-lamp northwest corner Fifth and Clearfield streets; southwest corner Fifth and Glenwood avenue; northwest corner Lawrence and Indiana avenue; northwest corner Lee and Somerset streets; southeast corner Lee and Cambria streets; northwest corner Fox and Somerset streets; southeast corner Otsego and Gurney streets; northwest corner Fillmore and Somerset streets; Waterloo street, half-way between Lehigh avenue and Somerset; east side Sixth street, one hundred and fifty feet north of Lehigh avenue; east side Sixth street, one hundred and fifty feet south of Somerset; corner Mutter and Somerset streets; Orkney street, between Somerset and Cambria streets; Ritchfield street, between Ninth and Hutchinson streets; southeast corner Third and Mayfield streets; southeast corner Third and Collingswood streets; northwest corner Indiana and American streets; northwest corner Howard and Cambria streets; southwest corner Howard and Gurney streets; northwest corner Waterloo and Cambria streets; southwest corner Waterloo and Gurney streets; northwest corner Mascher and Cambria streets; southeast corner Mascher and Gurney streets; northwest corner Mutter and Cambria streets; northwest corner Hancock and Cambria streets; southwest corner Hancock and Indiana streets; northwest corner Palethorp and Indiana streets; northwest corner Hancock and Somerset streets; west side of Sixth street, between Tioga and Venango streets; east side of Second street, between Somerset and Cambria streets; west side of Sixth street, between Somerset and Lehigh avenue; front 520 West Cambria street; west side Broad, three hundred feet north of Cayuga street; southeast corner Broad and Cayuga streets; northwest corner Marshall and Cambria streets; north side of Cayuga, one hundred and fifty feet west of Eighteenth street; Fairhill street, east side, above Pike, on centre of square; Reese street, north of Glenwood avenue (centre of square); northeast corner Reese street and Glenwood avenue; in front No. 28 Nicetown lane, near Germantown avenue; Nicetown lane, below Davis street, south side.

One gasoline lamp northeast corner Allegheny avenue and Fifth street; east side Rosehill street, one hundred and fifty

feet north of Somerset street; east side Kip street, one hundred and fifty feet north of Tusculum street; Reese street, between Indiana and Clearfield streets; northeast corner Cambria and Philip streets; north side Tioga street, half-way between Eleventh and Twelfth streets; Glenwood avenue and North Pennsylvania Railroad; northeast corner front and Allegheny avenue; Nicetown lane, half-way between Hart lane and Second street; southeast corner Seventh and Tioga streets; north side Sedgley avenue, two hundred feet east of Germantown avenue; Lawrence street, between Cambria street and Indiana avenue; two on Lawrence, between Indiana avenue and Clearfield street; one Erie avenue, one hundred feet east of "K" street; Erie avenue, four hundred feet east of "K" street; northwest corner Reese and Pike streets; northeast corner Sixth and Pike streets; northeast corner Palethorp and Cambria streets; on bridge over connecting railroad (Richmond branch); on Old York road, above Butler street; south side Hunting Park avenue, half-way between Broad street and Old York road; south side of Newcomb street, two hundred and fifty feet east of Eighteenth street; east side Hope street, between 2727 and 2729; southeast corner Hope and Cambria streets; southwest side Wood street, in front of 320; northwest corner of Glenwood avenue and Fairhill street; northwest corner Glenwood avenue and Turner street; northwest corner Clothier and Cherry streets; Palethorp street, above Somerset street; Lee street, between Allegheny avenue and Westmoreland street; west side Front street, in front of 3118; Atlantic street, west of Seventh street, between Tioga and Venango streets; northeast corner "C" and Tusculum streets; half-way between "C" and Tusculum streets, north side of Tusculum; rear end of alley off west side of Hutchinson street, south of Somerset; southwest corner Hope and Gurney streets; west side of "E" street, three hundred and fifty feet north of Cambria; north side of Bristol, west of Sixteenth street, opposite Juniata; southwest corner Lawrence and Butler streets; west side of Marshall, one hundred and seventy feet north of Cambria street; Lena street, east of Eighteenth, at mouth of culvert; north side of Downton street, four hundred and fifty feet east of Germantown avenue; north side of Downton street, eighty feet east of Germantown avenue; north side of Downton street, two hundred and forty feet east of Germantown avenue; north side of Downton street, three hundred and sixty-five

feet east of Germantown avenue; northwest corner Mascher and John streets.

Provided, That no public gas-lamp shall be located on the same side of the street within one hundred feet of another lamp, except at the corners of streets, in front of churches and public halls and end of alleys: *Provided also*, That where it becomes necessary to lay service pipe across a street in order to supply any gas-lamp authorized by this ordinance, the Director of the Department of Public Works is hereby authorized and directed to lay the same.

Approved the tenth day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To locate Magistrates' Courts for the City of Philadelphia, in accordance with Acts of Assembly, approved February 5, 1875, and February 2, 1887.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the location of the several Magistrates' Courts for the City of Philadelphia, shall be as follows, and each of said Courts shall be known by the number herein attached thereto.

Court No. 1.—To be located between the south side of Wharton and the west side of Sixth streets, and the east side of Broad street and the Delaware River on the south.

Court No. 2.—To be located between south side of South and north side of Washington avenue, and the west side of Broad street and the Schuylkill River.

Court No. 3.—To be located between south side of Christian and the north side of Wharton streets, and the east side of Broad street and the Delaware River.

Court No. 4.—To be located between the south side of South and the north side of Christian streets, and east side of Broad street and the Delaware River.

Court No. 5.—To be located between the south side of Chestnut and the north side of South streets, and the east side of Seventh street and the Delaware River.

Court No. 6.—To be located between the south side of Vine and the north side of Chestnut streets, and the east side of Seventh street and the Delaware River.

Court No. 7.—To be located between the south side of Spruce and the north side of South streets, and the west side of Seventh street and the Schuylkill River.

Court No. 8.—To be located between the south side of Chestnut and the north side of Spruce streets, and the west side of Seventh street and the Schuylkill River.

Court No. 9.—To be located between the south side of Arch and the north side of Chestnut streets, and the west side of Seventh street and the Schuylkill River.

Court No. 10.—To be located between the south side of Vine and the north side of Arch streets, and the west side of Seventh street and the Schuylkill River.

Court No. 11.—To be located between the south side of Poplar and the north side of Vine streets, and the east side of Sixth street and the Delaware River.

Court No. 12.—To be located between south side of Poplar and north side of Vine streets, and the west side of Sixth and the east side of Broad streets.

Court No. 13.—To be located between the south side of Poplar and the north side of Vine streets, and the west side of Broad street and the Schuylkill River.

Court No. 14.—To be located between the south side of Oxford and the north side of Poplar streets, and the east side of Sixth and the west side of Front streets.

Court No. 15.—To be located between the south side of Norris and the north side of Poplar streets, and the east side of Front street and the Delaware River.

Court No. 16.—To be located between the south side of Lehigh avenue and the north side of Norris street, and the west side of Front and the east side of Sixth streets.

Court. No. 17.—To be located between the south side of Lehigh avenue and the north side of Norris street, and the east side of Front street and the Delaware River.

Court. No. 18.—To be located between the south side of Susquehanna avenue and the north side of Poplar street, and the west side of Sixth and the east side of Broad streets.

Court No. 19.—To be located between the south side of Susquehanna avenue and the north side of Poplar street, and the west side of Broad street and the Schuylkill River.

Court No. 20.—To be located between the School House lane, Wissahickon and Roberts avenues on the north, Germantown avenue on the east, Susquehanna avenue on the south, and the Schuylkill River on the west.

Court No. 21.—To be located between Frankford Creek on the south, Dark Run lane on the north, Castor and Asylum roads and Adams street on the west, and the Delaware River on the east.

Court No. 22.—To be located between the present boundary lines of the Twenty-second Ward of the said City.

Court No. 23.—To be located between the south side of Girard avenue and the north side of Market street, and the west side of Forty-fourth street and the Schuylkill River.

Court No. 24.—To be located between the south side of Market street and Baltimore avenue, and the west side of Forty-fourth street and the Schuylkill River.

Court No. 25.—To be located between the south side of Wharton street, east side of Sixth street and the Delaware River.

Court No. 26.—To be located between the south side of Washington avenue, west side of Broad street and the Schuylkill River.

Court No. 27.—To be located between the present boundary lines of the Twenty-fifth and Thirty-third wards of the said City.

Court No. 28.—To be located between the present boundary lines of the Twenty-first Ward of said City.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To set apart the old police station in the Twenty-first Ward for a public bath-house.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the old police station in the Twenty-first Ward be, and the same is hereby set apart for a public bath-house.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the exchange of a lot at Forty-first street and Elm avenue, owned by the City, for another lot on Toledo street, for school purposes.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby directed and authorized to examine the title of a lot of ground situate on the north side of Toledo street, two hundred and eighty-three and ninety-two hundredths ($283\frac{92}{100}$) feet west of Forty-second street, in the Twenty-fourth Ward; containing in front on said Toledo street one hundred and forty-four and forty-four hundredths ($144\frac{44}{100}$) feet, and extending in depth two hundred and seven (207) feet three and five-eighths ($3\frac{5}{8}$) inches to the south side of Jefferson street, with a front on Jefferson street of one hundred and fifty (150) feet; and if he approves of the same, to cause a conveyance therefor to be made to the City of Philadelphia in fee.

SECT. 2. And as a consideration therefor, the City of Philadelphia hereby agrees to convey to the owner of the above described lot in fee simple, all that certain triangular-shaped lot of ground situate on southeast corner of Forty-first street and Elm avenue, for the sale of which there is a proposition pending in City Councils; and the Mayor of the City is hereby authorized to affix the City's seal to such conveyance as may be necessary to carry into effect this ordinance.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To condemn certain property for school purposes on Twelfth and Fawn street, in the Twentieth Ward.

WHEREAS, The Board of Public Education and the owners of the lots of ground with improvements thereon, situate on the west side of Twelfth street above Columbia avenue, selected by the Board for school purposes, have failed to agree upon the price to be paid for the same, to wit: All that certain lot of ground with improvements thereon on the west side of Twelfth street two hundred and twenty-four feet north of Columbia avenue, containing sixteen (16) feet in front on said Twelfth street, and extending in depth between lines at right angles to Twelfth street one hundred and sixteen (116) feet to Fawn street, the property of Charles Reith, therefore :

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That each and every one of the said lots as herein above described are hereby taken and condemned by the City of Philadelphia for school purposes, under the provisions of the Act of Assembly for that case made and provided, and the Board of Public Education is hereby directed to enter upon and occupy said grounds: *Provided*, That the Mayor be, and he is hereby authorized and directed to file a good and sufficient bond to indemnify the property owners for the ground taken and condemned as above described.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of the property situate at the east corner of Paul and Unity streets, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized and directed to examine the title to the property situate at the east corner of Paul and Unity streets

(Frankford), Twenty-third Ward, with all the improvements thereon. The lot beginning at the east corner of said Paul street (forty feet wide) and said Unity street (thirty-three feet wide), thence by the southeast side of said Paul street fifty-six (56) feet five (5) inches to a corner; thence by other ground of Miers F. Livezey, along the face of a stone wall southeastwardly one hundred and forty-six (146) feet to a corner; thence by other ground of Miers F. Livezey, southwestwardly fifty-six (56) feet five (5) inches to the side of said Unity street, and thence by the northeast side of said Unity street one hundred and forty-six (146) feet to the place of beginning; and if he approves of the same, to cause a conveyance of the same to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of seven thousand (7,000) dollars.

SECT. 2. That the sum of seven thousand (7,000) dollars be, and the same is hereby appropriated to the Board of Public Education, out of Item 46 of an ordinance approved December 28, 1889, making an appropriation to the Board of Public Education for the year 1890, to pay for the property described in the first section hereof. Warrants to be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground situate on Federal street, west of Twenty-second street, adjoining the Landreth School property, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized and directed to examine the title to all that certain lot or piece of ground situate on Federal street, west of Twenty-second street, adjoining the Landreth School property on the east, containing in front on said Federal street fifteen (15) feet six (6) inches, and in depth one hundred and thirty-one (131) feet to Manton street, and with a front on said Manton street of thirteen (13) feet, and if he approves the

same, to cause a conveyance of the said lot or piece of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of one thousand one hundred (1,100) dollars.

SECT. 2. That the sum of one thousand one hundred (1,100) dollars be, and the same is hereby appropriated to the Board of Public Education out of Item 46, in an ordinance approved December 28, 1889, making an appropriation to the Board of Public Education for the year 1890, to pay for the lot of ground described in the first section hereof; and warrants shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Authorizing the Columbia Electric Light Company to open streets and lay and maintain underground conduits and wires for electric lighting.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Columbia Electric Light Company, upon the approval of its plans by the Board of Highway Supervisors, and the approval of the construction of its conduits, cables and manholes by the Chief of the Electrical Bureau, be, and is hereby authorized to lay and maintain underground conduits, cables and wires for incandescent electric lighting, construct the necessary manholes and make house connections along the following streets: On Columbia avenue, from west side of Broad street to east side of Twenty-third street; west side of Broad street, from Columbia avenue to Master street; Fifteenth street, from Montgomery avenue to Master street; Sixteenth street, from Montgomery avenue to Master; Seventeenth street, from Montgomery avenue to Master; Eighteenth street, from Montgomery avenue to Master; Nineteenth street, from Montgomery avenue to Master; Twentieth street, from Montgomery avenue to Master: *Provided*, That the said

Columbia Electric Light Company shall comply with the provision of the ordinance approved August 5, 1886, regulating the laying, maintenance and construction of underground wires, electric conductors, conduits, cables and tubes, and such other ordinances as may hereafter be enacted relating to the laying and construction of the same, and also with such rules and regulations as may be adopted by the Board of Highway Supervisors from time to time for the laying and maintenance of underground wires, cables, conduits and tubes not provided for in the general ordinance above mentioned.

SECT. 2. In consideration of the grant of said privileges, said company shall, without cost or charge, furnish and supply wires and current for lighting, and thoroughly light all buildings now erected or which may hereafter be erected and occupied or to be occupied by the City for police, school or other municipal purposes, along or upon the said route herein authorized, and furnish two (2) ducts for the use of the City on said route; and shall agree to pay annually into the City Treasury five (5) per cent. per annum of said company's net earnings; and shall give a bond satisfactory, to the City Solicitor, in the sum of five thousand (5,000) dollars, to protect the City from loss or damage by accident or otherwise in the construction and maintenance of said conduits or wires; and shall first pay into the City Treasury the sum of fifty dollars (\$50) for advertising this ordinance.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To change the location of the fire engine company at the House of Correction to Holmesburg.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the location of the fire engine company now stationed at the House of Correction be, and the same is hereby changed to Main street, Holmesburg.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to appropriate for park purposes the land contained within the boundaries of Bartram's Garden, in the Twenty-seventh Ward; Juniata Park, in the Twenty-fifth Ward; and Northwood Park, in the Twenty-third Ward," approved March 12, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That so much of Section 1 of an ordinance entitled "An Ordinance to appropriate for park purposes the land contained within the boundaries of Bartram's Garden, in the Twenty-seventh Ward; Juniata Park, in the Twenty-fifth Ward; and Northwood Park, in the Twenty-third Ward," approved the twelfth day of March, A. D. 1889, as reads as follows: "The land within the boundaries of Juniata Park, in the Twenty-fifth Ward, containing about thirty-three (33) acres, bounded as follows: Beginning at the northeast corner of 'H' and Cayuga street, thence extending eastward along the north side of Cayuga street to the west side of 'L' street, thence northward along the west side of 'L' street to Frankford Creek, thence along the several courses of Frankford Creek to the east side of 'I' street, thence southward along the east side of 'I' street to the south side of Wingohocking street, thence westward along the south side of Wingohocking street to the east side of 'H' street, thence southward along the east side of 'H' street to the north side of Cayuga street and place of beginning," be amended so as to read as follows: "So much of the land within the boundaries of Juniata Park, in the Twenty-fifth Ward, containing about twenty-six and one-quarter ($26\frac{1}{4}$) acres, bounded as follows: "Beginning at the northeast corner of 'I' and Cayuga streets, thence extending eastward along the north side of Cayuga street to the west side of 'L' street, thence northward along the west side of 'L' street to the middle line of Frankford Creek, thence along the several courses of Frankford Creek to the east side of 'I' street, and thence southward along the east side of 'I' street to the north side of Cayuga street and place of beginning."

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To select as public parks and place on the City Plan Wharton square and Girard Park, in the Twenty-sixth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the plot of ground situated in the Twenty-sixth Ward, bounded by Wharton, Twenty-third, Reed and Twenty-fourth streets, as now laid out and shown on Plan No. 164, on file in the Bureau of Surveys, containing three and eighty-one one-hundredths ($3\frac{81}{100}$) acres, to be known as Wharton square; also the plot of ground in the same ward bounded by Porter, Twentieth and Twenty-third streets, and Penrose and Oregon avenues, as now laid out and shown on Plan No. 203, on file in the Bureau of Surveys, containing an area of about seventeen and five one-hundredths ($17\frac{5}{100}$) acres, to be known as Girard Park, are hereby selected for open public places or parks for the health and enjoyment of the people forever, as required by the Act of February 2, 1854, and the Director of the Department of Public Works is hereby authorized and directed to place said parks as above described on the City Plan.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Adrian, Eighty-sixth, Eighty-seventh, Jefferson, Fifty-fifth, Oxford, Fifty-five-and-a-half, Sixty-third, Fifty-sixth and Eighteenth streets, Gray's Ferry, Elmwood and Lancaster avenues and Hunter's lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Adrian street, from Adams street to Ridge avenue, at a cost not to exceed six hundred (600) dollars; Eighty-

sixth street, from Tinicum avenue to Lyons avenue, and to construct the necessary wooden trunks, at a cost to the City not to exceed eleven hundred (1,100) dollars; Eighty-seventh street, from Tinicum avenue to Lyons avenue, and for constructing the necessary wooden trunk, at a cost not to exceed eleven hundred (1,100) dollars, cost of said drains to be taken from Item 6, for grading, in the annual appropriation to the Bureau of Highways; Gray's Ferry avenue, from Woodland avenue to Forty-seventh street, at a cost not to exceed three-hundred and seventy-five (375) dollars; Elmwood avenue, from Fifty-eighth street to a point 225 feet southwest of Sixtieth street, cost not to exceed two thousand (2,000) dollars; Lancaster avenue, from Fifty-second to Fifty sixth street; Hunter's lane, from Fifty-fourth to Fifty-sixth street; Jefferson street, from Fifty-fifth to Fifty-sixth street, and Fifty-fifth street, from Lansdowne avenue to Lancaster avenue, at a cost not to exceed two thousand five hundred (2,500) dollars; Oxford street, from Lancaster avenue to Fifty-sixth street, at a cost not to exceed eleven hundred (1,100) dollars; Oxford street, from Sixtieth to Sixty-third street, at a cost not to exceed nine hundred and fifty (950) dollars; Fifty-five-and-a-half street, from Hunter's lane to Oxford street, at a cost not to exceed one thousand five hundred (1,500) dollars; Sixty-third street, from Jefferson street to Lancaster avenue, at a cost not to exceed three thousand (3,000) dollars, so much of the dirt removed from said street as may be required to bring them to grade to be deposited on Lebanon avenue, from Sixty-first to Sixty-third street, and on Malvern avenue, from Sixty-third street to Lancaster avenue; Fifty-sixth street, from Lansdowne avenue to Lancaster avenue, at a cost not to exceed two thousand eight hundred (2,800) dollars; Eighteenth street, from Dauphin to York street, at a cost not to exceed nine hundred (900) dollars: *Provided*, That where the grade has not been established, the said streets shall be graded to the proposed grade, and that the owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That the said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the eleventh day of April, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

A SUPPLEMENT

To an ordinance entitled "An Ordinance to authorize the creation of a loan by the City of Philadelphia for the sum of four million six hundred thousand (4,600,000) dollars, for the repayment of temporary loans, the purchase of ground and for permanent improvements," approved April 1, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the certificates to be issued in pursuance of said loan of April 1, 1890, shall be in the usual form of certificates of City loan, and in such amounts as the lenders may require in sums of one hundred dollars and its multiple; and it shall be expressed in said certificates that the loan therein mentioned and the interest thereof are payable in lawful money of the United States, and free from all taxes.

Approved this first day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Sixtieth, York, Lehman, Donat and Hansberry streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz.: Sixtieth street, from South street to Baltimore avenue; York street, from Thirteenth to Broad street; Lehman street, from the line of the poorhouse property south to Donat street; Donat street, from Lehman to Rittenhouse street; and Hansberry street, from Laurens street to Wissahickon avenue: *Provided*, The owners of property in the vicinity of said Hansberry street first file a satisfactory bond with the City Solicitor indemnifying the City against damages for opening said street.

SECT. 2. Upon the entering of the bond for opening said Hansberry street, the Mayor is hereby requested to enter security for said street, and, immediately on the passage of this ordinance, for the other streets for the payment of any damages which may be assessed by reason of the opening of said streets, and at the expiration of the said three months, and upon the filing of the said bonds, the Director of the Department of Public Works shall proceed forthwith to open said streets.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Departments of Public Works, Public Safety, and Section 1 of appropriation to the Commissioners for the erection of Public Buildings for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of twelve thousand six hundred and ninety (12,690) dollars be, and the same is hereby appropriated to the following items in the annual appropriations to the Departments of Public Works, Public Safety and Section 1 of appropriation to the Commissioners for the erection of Public Buildings for the year 1890, viz.: Department of Public Works, to Item 6 (Bureau of Highways), for grading streets and roads, five thousand five hundred and forty (5,540) dollars, for the construction of a culvert across Second street, on the line of Lippincott street, Thirty-third Ward. Department of Public Safety, to new Item 43 (Bureau of City Property), for the completion of the police patrol and fire station at Twentieth and Federal streets, in the Seventeenth Police District, two thousand one hundred and fifty (2,150) dollars. Commissioners for the erection of Public Buildings, to Section 1, for a case and stand to secure the preservation of the model of the Centennial Exhibition of 1876, presented to the City of Philadelphia by Mr. John Baird, to be placed in Room No. 202, in the new City Hall, five thousand (5,000) dollars.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Pennsylvania Iron Works to remove their building from the north side of Merion avenue, east of Fiftieth street, to the southwest corner of Fiftieth street and Merion avenue, in the Thirty-fourth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby, granted to the Pennsylvania Iron Works to remove their frame building, one story high, forty feet wide, and one hundred feet long, from the lot of ground on north side of Merion avenue, between Forty-ninth street and Fiftieth street, to the lot of ground at the southwest corner of Fiftieth street and Merion avenue, in the Thirty-fourth Ward: *Provided*, That the said building shall be removed on the passage of an ordinance or resolution to that effect without notice: *And provided also*, That the said Company shall pay into the City Treasury the sum of fifty (50) dollars for the publication of this ordinance.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation for the improvement of the harbor of Philadelphia.

WHEREAS, The Congress of the United States and the Legislature of the State of Pennsylvania, recognizing the importance of the permanent improvement of the harbor of the port of Philadelphia, have together appropriated the sum of five hundred thousand (500,000) dollars for the purpose of aiding in the acquisition and vesting in the United States of the title to Smith's Island, Windmill Island and such other islands or parts thereof as may be necessary to be removed in connection with said improvement: AND WHEREAS, The amount so appropriated as aforesaid is insufficient for the said purpose: NOW, THEREFORE, In furtherance of said object and to provide for such deficiency:

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That there shall be, and there is hereby appropriated and set apart out of loan authorized by "ordinance to authorize the creation of a loan by the City of Philadelphia, for the sum of four million six hundred thousand dollars for the repayment of temporary loans, the purchase of ground and for permanent improvements," approved April 1, 1890, such sum of money, not, however, exceeding in the aggregate the sum of two hundred and thirty thousand (230,000) dollars, as shall be required to make up the difference between the aggregate amount of the sums required to pay the awards to the claimants or owners of the respective estates, real and personal, made in the legal proceedings now pending in the United States Courts for the Eastern District of Pennsylvania and the State of New Jersey, and the amounts available under the appropriations heretofore made by the Commonwealth of Pennsylvania and the United States, for acquiring and vesting in the United States full and complete title to Smith's and Windmill islands, and such other islands or parts thereof as in the judgment of the proper officer of the United States may be necessary to be acquired in furtherance of said above mentioned improvement.

SECT. 2. That when the Board of Harbor Commissioners of the City of Philadelphia shall certify, under the oaths of three of their number, to the Mayor of the City of Philadelphia, that proceedings for condemnation or acquisition of said islands and parts thereof have been completed and duly confirmed by the proper courts, and the amount required to make good the said deficiency, the Mayor shall thereupon draw and the Controller shall countersign a proper warrant or warrants upon the City Treasurer for the payment of the sum so certified by the said Harbor Commissioners, and shall deliver the said warrant or warrants to the person or persons who shall be entitled thereto, or to the clerk of the United States Circuit Court for the Eastern District of Pennsylvania: *Provided*, That the amount of said warrants shall not exceed in the aggregate the sum of two hundred and thirty thousand (230,000) dollars.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of J. E. and A. L. Pennock for furnishing material and labor in the construction of certain work at the new County Prison.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of J. E. and A. L. Pennock, for furnishing all the material and labor required in the construction of the following work at the new County Prison, viz.: Item 1, Ward No. 4 and its connections; Item 2, Ward No. 5 and its connections; Item 3, graduation; and Item 4, culvert catch basins, drainage wells, etc., be, and the same is hereby approved and that the Commonwealth Title Insurance and Trust Company be, and it is hereby approved as the surety of the said J. E. and A. L. Pennock for the faithful performance of the said contract.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contracts and sureties of Charles McCaul for the erection of a public school house on a lot of ground situate at the northwest corner of Thirtieth street and Hermann street, Twenty-eighth Section; R. C. Ballinger and Company for the erection of a public school house on a lot of ground situate at the southeast corner of Twenty-eighth street and Columbia avenue, Twenty-ninth Section; William R. Dougherty for the erection of a public school house on a lot of ground situate at the southwest corner of Fourth street and Clearfield street, Thirty-third Section; and Charles M. Grubb for the erection of a public school house on a lot of ground situate at the northwest corner of Forty-ninth street and Seneca street, Thirty-fourth Section.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of Charles McCaul, for the erection of a public school house on a lot of ground situate at the northwest corner of Thirtieth street and Hermann street, Twenty-eighth Section; R. C. Ballinger &

Company, for the erection of a public school house on a lot of ground situate at the southeast corner of Twenty-eighth street and Columbia avenue, Twenty-ninth Section; William R. Dougherty, for the erection of a public school house on a lot of ground situate at the southwest corner of Fourth street and Clearfield street, Thirty-third Section; and Charles M. Grubb, for the erection of a public school house on a lot of ground situate at the northwest corner of Forty-ninth street and Seneca street, Thirty-fourth Section be, and the same are hereby approved, and that the Equitable Trust Company be, and it is hereby approved as the surety of the said Charles McCaul; the City Trust Safe Deposit and Surety Company as the surety of the said R. C. Ballinger & Company and as the surety of the said William R. Dougherty; and the German-American Title and Trust Company as the surety of the said Charles M. Grubb, said sureties to be for the faithful performance of the said contracts respectively.

Approved the fifteenth day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to items 1 and 2 in the annual appropriation to the Department of Public Safety, Bureau of Fire, for the year 1890, for the salaries and clothing of twelve additional hose and laddermen from July 1, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of five thousand seven hundred and sixty (5,760) dollars be, and the same is hereby appropriated to items 1 and 2 in the annual appropriation to the Department of Public Safety, Bureau of Fire, for the year 1890 as follows: To Item 1, for salaries of twelve additional hose and laddermen from July 1st, 1890, five thousand five hundred and twenty (5,520) dollars; to Item 2, to purchase uniforms for said hose and laddermen, two hundred and forty (240) dollars.

Approved the nineteenth day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Powelton Electric Company to lay conduits and erect poles in that part of the City of Philadelphia west of the river Schuylkill.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Powelton Electric Company be, and is hereby authorized to lay conduits and erect poles in the streets and avenues of that part of the City of Philadelphia west of the river Schuylkill, between the Philadelphia, Wilmington and Baltimore Railroad on the south, and Fairmount Park on the north, and Cobb's Creek on the west, under such permits and specifications as may be in accordance with the ordinances of Councils, and with the rules and regulations and subject to the approval of the Board of Highway Supervisors: *Provided*, That the said Powelton Electric Company shall furnish at least ten arc lights in the City free of charge, as soon as it is prepared to furnish arc lights to its customers, and that they will light free of cost all police and fire stations on their lines. Nothing contained herein shall be construed to grant permission to run cars or vehicles by overhead service on any of the streets of the City. The City shall have the right to use the poles and conduits of said Powelton Electric Company to attach wires thereto for municipal purposes without cost, and all poles and wires shall be erected under the supervision and approval of the Department of Public Safety. The sum of fifty (50) dollars shall be paid by said Company before exercising any privileges under this ordinance to pay for the printing of the same.

Approved the twenty-ninth day of May, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Black Diamond Coal Company to lay a siding on Noble street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to the Black Diamond Coal Company to lay a siding on Noble

street, from a point of connection with the tracts of the Philadelphia and Reading Railroad Company near Twelfth street, and extending to and upon the property of the said Black Diamond Coal Company on said Noble street. Said tract to be laid under the direction and supervision of the Department of Public Works, and shall be removed upon the passage of a resolution or ordinance to that effect. The said Black Diamond Coal Company shall first pay fifty (50) dollars into the City Treasury to pay for the printing of this ordinance.

Approved the second day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Philadelphia and Reading Railroad Company to lay railroad tracks on Noble street and Delaware avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is granted to the Philadelphia and Reading Railroad Company to lay two railroad tracks from a point of connection with its tracks on Noble street, west of Beach street, and extending eastward on Noble street and across Delaware avenue, to and upon a float bridge in the river Delaware, and also to lay an additional track from its tracks on the west side of Delaware avenue and south of Noble street, and extending eastward across Delaware avenue to a point of connection with its tracks at Pier 28. The said tracks to be laid under the direction and supervision of the Department of Public Works, and shall be removed on the passage of a resolution or ordinance to that effect. Before exercising any privileges under this ordinance, the said company shall pay fifty (50) dollars into the City Treasury for the printing of the same.

Approved the second day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Directing that the name of Thomas Parker & Co. be taken from the list of delinquent contractors.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to take the name of Thomas Parker & Co. from the list of delinquent contractors: *Provided*, That the said Thomas Parker & Co. first pay fifty (50) dollars into the City Treasury to pay for the printing of this ordinance.

Approved the second day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Marshall street Railway Company to extend its tracks.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby given to the Marshall Street Railway Company to extend its tracks as follows: Commencing at Norris and Lawrence or Manor street, south on Lawrence or Manor street to Montgomery avenue; west on Montgomery avenue to Randolph street; and south on Randolph street to Thompson street. The Department of Public Works is hereby authorized and instructed to grant the necessary permits to said company and furnish the lines and stakes for said extension. Before exercising any privilege under this ordinance, the said Marshall Street Railway Company shall pay fifty (50) dollars into the City Treasury for the printing of this ordinance.

Approved the second day of June, A. D. 1890.

EDWIN H. FITLER.
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Philadelphia Traction Company to erect wires on City poles.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Philadelphia Traction Company to place a telegraph wire and fixtures on City poles between Franklin and Master streets, Twenty-third and Columbia avenue, *via* Franklin street, Girard avenue, Ontario and Stiles streets and Girard avenue, the said wire and fixtures to be erected under the supervision of the Department of Public Safety (Electrical Bureau). In granting this permission, the said Philadelphia Traction Company agrees to comply with the ordinances of the City relating to overhead wires and fixtures and license charges thereon, as well as any other ordinances relating to the same, the said wire and fixtures to be removed at any time Councils may by resolution or ordinance direct. Before exercising any privilege under this ordinance, the said company shall pay fifty dollars into the City Treasury to pay for the printing of the same.

Approved the sixth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Union Passenger Railway Company to lay a double track on Lehigh avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in accordance with a further supplement to an act to incorporate the Union Passenger Railway Company, approved November 22, 1873, authority is hereby granted to the Union Passenger Railway Company to lay a double track railway on Lehigh avenue, from Second to Richmond street, in order to connect with other tracks of said company now laid. The Department of Public Works is hereby authorized and instructed to grant the necessary permits to

said company and furnish the lines and stakes for said construction. Before exercising any privilege under this ordinance, the said Union Passenger Railway Company shall pay fifty (50) dollars into the City Treasury for the printing hereof.

Approved the sixth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Charles, Parker, Earlham, Price, Green, High, Wilson, Seventy-first, Sixty-two-and-a-half, Callowhill, Sixtieth and Thompson streets, Washington, Roberts, Mt. Airy, Cathedral, and Elmwood avenues, Allen's lane and Stafford road, and to relay Moss, Charles, Price and Penn streets, Walnut Lane and McKean avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to lay water-pipe in Charles street, from Moss to Federal street; north side of Washington avenue, from Fifth to Sixth street; Parker street, from Washington avenue to Carpenter street; Roberts avenue, from Germantown to Wayne avenue; Green street, from Roberts avenue to the line of the Philadelphia and Reading Railroad; Earlham street, from Pulaski to Morris street; Stafford road, from Morris street to Wissahickon avenue; Price street, from dead end to Wilson street; Wilson street, from Price to Centre street; High street, from Chew street southwest to dead end; Mt. Airy avenue, from Anderson to Stenton avenue; Allen's lane, from dead end southwest of Germantown avenue to Wissahickon avenue; Cathedral avenue, from Ackley street to dead end; Elmwood avenue, from Fifty-eighth to Sixty-first street; Seventy-first street, from Paschal avenue to North street; Sixty-two-and-a-half street, from Vine to Hamilton street; Callowhill street, from Sixty-second to Sixty-third street; Sixtieth street, from Vine to Haverford street; Thompson street, from

Fifty-fourth to Fifty-fifth street; and to relay with larger pipe Moss street, from Charles to Seventh street; Charles street, from Washington avenue to Moss street; Price street, from Hancock street northwest for a distance of five hundred and seventy (570) feet; Penn street, from Knox to Wayne street; Walnut lane, from Morton to Heiskill street, McKean avenue, from Manheim to Clappier street.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Emily, Dudley, Ulrick, Mill, Wiess, Godfrey, Eberle, Forty-third, Forty-three-and-a-half, Saybrook, Seventy-second, Bouvier, Colorado, Anna, Clifford, Natrona, Giles, Thomazine, Hollingee, Guest and Sterner streets, Locust, Pulaski, Oak, Hazel, Trenton, Indiana, Wyndmore and Willow Grove avenues, and to relay Mill street and Stenton avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay water-pipe in Emily street, from Tenth to Eleventh street; Dudley street, from Front to Otsego street; Ulrick street, from Fairmount avenue to Maria street; Mill street from, Trenton avenue to Wiess street; Wiess street, from Mill to Spencer street; Godfrey street, from Stenton avenue to Twentieth street; Eberle street, from Godfrey to Spencer street; Locust avenue, from Bockius to Sprague street; Pulaski avenue, from Hansberry to Queen street; Wyndmore avenue, from Stenton to Ardmore avenue; Willow Grove avenue, from Stenton to Ardmore avenue; Forty-third street, from Ogden street to Westminster avenue; Forty-third-and-a-half street, from Ogden street to Westmister avenue; Saybrook street, from Hanson to Forty-ninth street; Seventy-second street, from Woodland to Gray's Ferry avenue; Bouvier street, from York

to Cumberland street; Oak avenue, from Fifteenth to Philadelphia street; Hazel avenue, from Fifteenth to Philadelphia street; Colorado street, from York to Cumberland street; Anna street, from Natrona street, to Thirty-first street; Clifford street, from Thirtieth to Thirty-third street; Natrona street, from Oxford street to Montgomery avenue; Giles street, from Natrona to Thirty-second street; Thomazine street, from Thirty-third to Hollingee street; Hollingee street, from Thomazine street to Columbia avenue; Guest street, from Natrona to Thirty-second street; Trenton avenue, from Dickinson to Sergeant street; Indiana avenue, from North Penn Railroad to the east side of Second street; Sterner street, from Front to Fillmore street; and to relay with larger pipe Mill street, from Belfield street to Cedar lane; and Stenton avenue, from Abington to Willow Grove avenue.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the George B. McClellan Memorial Association to erect an equestrian statue of General George B. McClellan on the pavement of the City Hall.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the George B. McClellan Memorial Association to erect an equestrian statue of General George B. McClellan, on the pavement of the City Hall, at the northwestern corner thereof, being at the corner of Filbert street and West Penn Square: *Provided*, That there shall be no liability on the part of the City of Philadelphia for any expense growing out of the erection of said statue.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Departments of Public Works, City Treasurer, and Board of Public Education for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two million and seventy thousand (2,070,000) dollars be, and the same is hereby appropriated to be taken from the loan authorized by "An Ordinance to authorize the creation of a loan by the City of Philadelphia, for the sum of four million six hundred thousand dollars, for the payment of temporary loans, the purchase of ground and for permanent improvements," approved April 1, 1890, to the following items in the annual appropriations to the Departments of Public Works, City Treasurer, and Board of Education for the year 1890, viz.: Department of Public Works to new Item $8\frac{1}{2}$ (Bureau of Gas), for extension of large mains, one hundred thousand (100,000) dollars; to new Item $13\frac{1}{2}$ (Bureau of Highways), for repaving with improved pavement streets in which passenger railway tracks are laid, seventy-five thousand (75,000) dollars: *Provided*, That the moneys mentioned in this Item shall only be expended after notice to the railroad companies occupying streets on which said work is to be done, and after failure of said companies to do the work, and that the amount so expended shall be collected from said companies: *Provided*, That the streets shall be first designated by the ordinance of Councils; to new Item $24\frac{1}{2}$ (Bureau of Highways), for repaving with improved pavement streets not occupied by passenger railways: *Provided*, That the streets shall be first designated by ordinances of Councils, one hundred and eighty thousand (180,000) dollars; to new Item $26\frac{1}{2}$ (Bureau of Surveys), for the construction of Tasker street, Mill Creek and other main sewers, two hundred and forty thousand (240,000) dollars; to new Item $28\frac{1}{2}$ (Bureau of Surveys), for the construction of Walnut street bridge, two hundred and seventy five thousand (275,000) dollars; to new Item $9\frac{1}{2}$ (Bureau of Water), for a new reservoir at Roxborough, four hundred thousand (400,000) dollars. Department of City Treasurer, to new Item $4\frac{1}{2}$, for the payment of temporary loan authorized by ordinance of February 20, 1890 (to be paid as soon as funds are realized from permanent loan), five hundred thousand (500,000) dollars. Board of Public

Education, to new Item 46 $\frac{1}{2}$, for new school houses, lots, and additions to buildings, as Councils shall hereafter direct, three hundred thousand (\$300,000) dollars.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the Receiver of Taxes to remit a portion of the taxes for the year 1890, assessed upon Windmill and Smith's islands, and the bar or shoal north thereof.

WHEREAS, The United States of America has heretofore instituted in the Circuit Court of the United States for the Eastern District of Pennsylvania, certain proceedings to condemn and take by the right of eminent domain Windmill and Smith's islands and the shoals north and south thereof, situated in the Delaware River and forming part of the Fifth Ward of the City of Philadelphia: AND WHEREAS, The said proceedings have been so proceeded in that the same are now concluded, and the said United States of America has taken or is about to take and acquire thereunder title in fee simple to the whole of the said islands and bars or shoals: AND WHEREAS, By reason of the said acquisition of the title thereto by the said United States of America, the same will be no longer taxable, and it is desired to apportion the taxes now assessed thereon for the year 1890; now therefore,

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Receiver of Taxes be, and he is hereby authorized and directed to apportion the taxes for the year 1890, assessed upon the premises hereinafter mentioned, up to the first day of June, 1890, and to accept from the owners of the respective lots of ground, parts of said islands, bar or shoals assessed in the names of William Longstreth, Jacob E. Ridgway, Camden Steamboat and Ferry Company, Thomas A. Biddle, Henry B. Tatham and the Philadelphia and Reading Railroad Company, or in any other name or names in each case, in full payment and settlement of the same, the *pro rata* proportion of the taxes now assessed

thereon, as and for the taxes for the year 1890 apportioned to the date aforesaid, and to remit and release the remaining portion thereof.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize a transfer in the annual appropriation to the Department of Public Safety (Bureau of Health) for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfer, viz. : From Item 6, for the removal of nuisances and expenses incidental thereto, and for special sanitary inspections, two thousand five hundred (2,500) dollars, to Item 15, for insurance and general improvements to buildings, grounds and appurtenances, and for the introduction of a system of drainage and improved water supply at the Lazaretto in the annual appropriation to the Department of Public Safety (Bureau of Health) for the year 1890.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Supplemental to an ordinance entitled "An Ordinance to regulate the placing of streets upon the City Plan, and the issuing of building and other permits by the Departments and Bureaus of the City," approved April 8, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the provisions of the second section of an ordinance entitled "An Ordinance to regulate

the placing of streets upon the City Plan, and the issuing of building and other permits by the Departments and Bureaus of the City," approved April 8, 1890, shall not apply to any street that was on the City Plan or that was actually or legally opened at the time said ordinance was passed.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Providing for the division of the Eighteenth Police District, with the necessary increase of the force, and making an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Eighteenth Police District as now constituted shall be divided into two police districts as follows: The Eighteenth District shall comprise all that part of the City as is included in the Nineteenth Ward, and all that portion of the City as is comprised in the Thirty-first Ward shall constitute a separate police district and be known as the Twenty-sixth District.

SECT. 2. That the Director shall nominate, and by and with the consent of Select Council, appoint for the said Twenty-sixth District, one lieutenant, two sergeants, two telegraph sergeants, two patrol sergeants, two patrol drivers, and two patrolmen at the same salary as now fixed by ordinance.

SECT. 3. That the sum of four thousand five hundred and four (4,504) dollars and fifty-six (56) cents be, and is hereby appropriated to the following item in the annual appropriation to the Department of Public Safety (Bureau of Police) for the year 1890, viz.: To Item 1, for salaries and clothing from September 1, 1890, three thousand eight hundred and forty (3,840) dollars and fifty-six (56) cents; to Item 17, for purchase of horses and wagon, etc., six hundred and sixty-four (664) dollars.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Dickinson street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following street with granite, Pennsylvania or Lambertville blocks, and gravel joints: Dickinson street, from Ash street to the Bulkhead, at no cost to the City. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, Said street shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said street, and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend ordinance to authorize the grading of Taney, Wood, Magnet, Osborn, Mitchell, Mansfield, McCallum, Wayne, Carpenter, Green, Wadsworth, Clinton, Haworth, Weikel, Fifty-seventh, Glenmore, Forty-eighth, Forty-eight-and-one-quarter, Hanson, Westmoreland, Sixty-two-and-one-half, Callowhill, Broad, Orkney and Tabor streets, Wissahickon, Ashland and Hoffman avenues, approved April 7, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the grading of Taney, Wood, Magnet, Osborn, Mitchell, Mansfield, McCallum, Wayne, Carpenter, Green, Wadsworth, Clinton, Haworth, Weikel, Fifty-seventh, Glenmore, Forty-eighth, Forty-eight-and-a-quarter, Hanson,

Westmoreland, Sixty-two-and-a-half, Callowhill, Broad, Orkney and Tabor streets, Wissahickon, Ashland and Hoffman avenues," approved 7th day of April, A. D. 1890, be, and the same is hereby amended by striking out the words "Wayne street, from Frank street to a point three hundred (300) feet southeast of Philhellina street," and inserting "Wayne street, from Carpenter to Frank street."

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the paving of Hancock, Pomona, Green, East Tulpehocken, Freeland, North. Nineteenth, Penn and Harvey streets, East Walnut lane, St. Joseph's, Frankford and Wisteria avenues," approved January 29, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That so much of the ordinance entitled "An Ordinance to authorize the paving of Hancock, Pomona, Green, East Tulpehocken, Freeland, North. Nineteenth, Penn and Harvey streets, East Walnut lane, St. Joseph's, Frankford and Wisteria avenues," approved January 29, 1890, be altered and amended by inserting after the words "St. Joseph's avenue. from Seventeenth to Eighteenth street," the words "and repave with said granite, Pennsylvania or Lambertville blocks, and gravel joints, that portion already paved," by striking out the words and figures twelve hundred (1200), and insert in lieu thereof the words and figures "eight hundred (800);" and by inserting after the word "dollar" the words "the amount to be taken from Item 24 in the annual appropriation to the Department of Public Works (Bureau of Highways), for repaving with improved pavement, streets not occupied by passenger railways," so that the said ordinance shall read: "St. Joseph's avenue, from Seventeenth to Eighteenth street, and repave with said granite, Pennsylvania or Lambertville blocks, and gravel joints that portion already paved, cost to the City not to exceed eight hundred

(800) dollars, the amount to be taken from Item 24 in the annual appropriation to the Department of Public Works (Bureau of Highways), for repaving with improved pavement streets not occupied by passenger railways."

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the paving of Mitchell, Morris, Knox, Alfred, and East Johnson streets, Patton avenue, Clinton, Ninth, Kip, Smedley, Dauphin, Fifteenth, Seventeenth, Eighteenth, Twentieth, Twenty-eighth, Thirty-fifth and Marston streets, Moyamensing and Manayunk avenues, Righter and Pechin streets," approved July 16, 1888.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That so much of the ordinance entitled "An Ordinance to authorize the paving of Mitchell, Morris, Knox, Alfred and East Johnson streets, Patton avenue, Clinton, Ninth, Kip, Smedley, Dauphin, Fifteenth, Seventeenth, Eighteenth, Twentieth, Twenty-eighth, Thirty-fifth and Marston streets, Moyamensing and Manayunk avenues, Righter and Pechin streets," approved July 16, 1888, as relates to the paving of Ninth street, from Somerset to Cambria street, be altered and amended by striking out the words and figures, "cost of intersections not to exceed four hundred (400) dollars," and insert in lieu thereof the words and figures, "cost for intersections and unassessable property not to exceed nine hundred and seventy (970) dollars."

SECT. 2. That the amount of the contract executed for paving Ninth street, from Somerset to Cambria, be extended from its present limit, four hundred (400) dollars, to nine hundred and seventy (970) dollars, as provided for in the first section of this ordinance.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Thomas Bradley and Company to erect an additional story on their iron corrugated building, located on the northwest corner of Twenty-first and Market streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to Thomas Bradley and Company to erect an additional story of about twenty-four (24) feet high upon their building, located on the northwest corner of Twenty-first street and Market street, in the Ninth Ward of the City of Philadelphia, the skeleton of which shall be frame, and be covered in completely with corrugated iron, and the roof to be made thoroughly fire-proof: *Provided*, That the sum of fifty (50) dollars be first paid into the City Treasury for publishing this ordinance: *And provided further*, That the said building shall be removed at any time on the passage of a resolution or ordinance to that effect without notice.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To appoint the Northern National Bank a depository of the public moneys.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Northern National Bank of Philadelphia be, and the same is hereby appointed a depository of the public moneys of the City of Philadelphia: *Provided*, That said bank first pay the sum of fifty (50) dollars into the City Treasury for the cost of printing this ordinance.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize transfers in the annual appropriation to the Inspectors of the County Prison for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be, and he is hereby authorized and directed to make the following transfers in the annual appropriation to the Inspectors of the County Prison, for the year 1890, viz: From Item 2, for beef, mutton and pork, eleven hundred and seventy-nine (1,179) dollars and seventeen (17) cents; to Item 14, miscellaneous, eight hundred (800) dollars; to Item 19, salaries, three hundred and seventy-nine (379) dollars and seventeen (17) cents.

Approved the ninth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Albert, Clarion, Cantrell, Tree, Daly, Winton and Hagert streets and Park avenue upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Albert street, fifty feet wide, from Kensington avenue to Jasper street; Clarion street, thirty feet wide, from York to Hagert street; Cantrell street, thirty-two feet wide, from Second to Fourth street; Winton street, thirty-two feet wide, from Second to Fourth street; Tree street, thirty feet wide, from Second to Fourth street; Daly street, thirty feet wide, from Second to Fourth street; Hagert street, thirty feet wide, from Thirteenth to Clarion street; Tree street, thirty feet wide, from Ninth to Tenth street; Daly street, thirty feet wide, from Ninth to Tenth street, and Park avenue, sixty feet wide, from York to Cumberland street: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement with the City satisfactory to

the City Solicitor, indemnifying the City against all damages that may arise or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof before this ordinance shall go into effect.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the grades of Sixth street, from Clearfield street to Glenwood avenue, and of the adjacent territory.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the grades of Sixth street, from Clearfield street to Glenwood avenue, and of the adjacent territory so far as the same may be affected by the said revision.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To divide the City into Survey Districts.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That by authority of the Act of Assembly of June 1, 1885, Article 4, Section 1, subject to the provisions hereinafter set forth, the City shall be divided into Survey Districts as follows:

First District.—All that portion of the City lying between Broad street and the river Schuylkill and south of South street, at present constituting a part of the Twenty-sixth Ward and the Thirtieth Ward.

Second District.—All that portion of the City lying between Broad street and the Delaware River, and south of Ellsworth street, west from Passyunk avenue (and south of Wharton street, east from Passyunk avenue), at present constituting the First Ward and a part of the Twenty-sixth Ward.

Third District.—All that portion of the City lying between the Delaware and Schuylkill rivers south of Vine street and north of the boundary lines of the First and Second Survey districts, at present constituting the Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth and Tenth wards.

Fourth District.—All that portion of the City lying between the Delaware and Schuylkill rivers, north of Vine street and south of Poplar street, from Schuylkill River to Sixth street, and south of Oxford street, from Sixth street to Frankford avenue, and west of Frankford avenue, from Oxford street to Laurel street, and southwest of Laurel street, from Frankford avenue to the Delaware River, at present constituting the Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth, Sixteenth and Seventeenth Wards.

Fifth District.—All that portion of the City bounded by Allegheny avenue, from Frankford avenue to Germantown avenue, on the south by Frankford avenue, from Allegheny avenue to the Frankford Creek (on the southeast, by the Frankford Creek), from Frankford avenue to Wingohocking street, and by "F" street, from Wingohocking street to the county line on the east, by Wingohocking street, from Frankford Creek to "F" street, and from Broad street to Germantown avenue and by the county line, between Broad and "F" streets on the north, by Broad street on the west and by Germantown avenue, from Allegheny avenue to Wingohocking street on the southwest, at present constituting portions of the Twenty-second, Twenty-fifth and Thirty-third wards.

Sixth District.—All that portion of the City bounded by Laurel street, between Delaware River and Frankford avenue on the southwest, by Frankford avenue, from Laurel street to Oxford street on the west, by Oxford street, from Frankford avenue to Sixth street on the south, by Sixth street, from Oxford street to Germantown avenue and by Germantown avenue, from Sixth street to Allegheny avenue on the west, by Allegheny avenue, from Germantown avenue to Frankford

avenue on the north, by Frankford avenue from Allegheny avenue to Frankford Creek on the northwest, by Frankford Creek, from Frankford avenue to Luzerne street, by Luzerne and Pike streets on the northeast, by Richmond street from Luzerne and Pike streets and by the Delaware River on the southeast, at present constituting the Eighteenth, Nineteenth, Thirty-first and a portion of the Twenty-fifth Wards.

Seventh District.—All that portion of the City lying north of Poplar street and south of Susquehanna avenue east of the Schuylkill River and west of Sixth street from Poplar street to Germantown avenue, and southwest of Germantown avenue, from Sixth street to Susquehanna avenue, at present constituting the Twentieth, Twenty-ninth and Thirty-second Wards.

Eighth District.—All that portion of the City bounded on the southeast by School lane, on the southwest by the Schuylkill River, on the northeast by Wissahickon avenue, and on the northwest by the county line, at present constituting the Twenty-first Ward.

Ninth District.—All that portion of the City bounded on the southwest by Wissahickon avenue, on the northeast by the county line, on the east by Broad street, on the south and southeast by Roberts avenue and Wingohocking street, and on the northwest by the county line, at present constituting a portion of the Twenty-second Ward.

Tenth District.—All that portion of the City lying north and northeast of Pike street, from Delaware River to Richmond street, Luzerne street, from Richmond street to Frankford Creek, the Frankford Creek to Wingohocking street, Wingohocking street to "F" street, "F" street to county line, and southeast of Richmond street, between Pike and Luzerne streets, at present constituting the Twenty-third and a portion of the Twenty-fifth Ward.

Eleventh District.—All that portion of the City lying north of Market street and west of the Schuylkill River, at present constituting the Twenty-fourth and Thirty-fourth Wards.

Twelfth District.—All that portion of the City lying south of Market street and west of the Schuylkill River, at present constituting the Twenty-seventh Ward.

Thirteenth District.—All that portion of the City lying north of Susquehanna avenue, southeast of School lane and Roberts avenue, east of the Schuylkill River and southwest of Germantown and Wissahickon avenue, at present constituting the Twenty-eighth Ward.

SECT. 2. That this ordinance shall go into effect as far as relates to the First, Second, Third, Eighth and Eleventh districts, on the first day of the month following its approval by the Mayor; and in so far as it relates to the Fourth, Fifth, Sixth, Seventh, Ninth, Twelfth and Thirteenth districts, on the first of April, one thousand eight hundred and ninety-one, unless a vacancy shall occur before that date, from any cause in the office of the Surveyor and Regulator in any of the districts whose elective term of office has not expired, in which case this ordinance shall at once go into effect in the district or districts where such vacancy occurs.

SECT. 3. That all ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Director of the Department of Public Works be authorized and directed to lay gas pipe on the following streets: Cantrell, Tree, Daly and Winton streets, from Second to Fourth street; Dudley street, from Front to Otsego street; Tree, Jackson, and Daly streets, from Ninth to Tenth street, in the First Ward. Folsom avenue, between Twenty-sixth and Taney streets, in the Fifteenth Ward. Walnut street, between Hamilton and Chestnut streets; Manayunk avenue, from Martin street to Roxborough avenue, in the Twenty-first Ward. High street, from present termination to Reading Railroad; Woodbine avenue, west of Chew street, one hundred feet from present end of pipe; Willow

Grove avenue, between Main street and Seminole avenue; Roberts avenue, from Germantown avenue to Wayne avenue; Green street, from Roberts avenue to the line of the Philadelphia and Reading Railroad Company's ground; McCallum street, from Franklin street to Lincoln avenue; Stafford road, from Morris street to Wissahickon avenue; Musgrove street, from Church to Sharpnack street; Mount Airy avenue, from present end to Stenton avenue; Locust avenue, from Chew to Boyer street; St. Vincent's Place, west from Chew street, between Locust and Woodbine avenues, in the Twenty-second Ward. Union street (west side), from Haverford to Mt. Vernon street; Thirty-fourth street, from Fairmount avenue to Mantua avenue; Brooklyn, Forty-three, Forty-three-and-a-half streets, and Belmont avenue, from Ogden street to Westminster avenue; Ogden street, from Forty-second to Forty-third street; Ogden street, from Forty-first to Preston street; Forty-first street (west side), from Westminster avenue, northward to the south line of the Pennsylvania Railroad, and from the north line of the said Pennsylvania Railroad to Girard avenue; Aspen street, between Thirty-seventh and DeKalb streets; Thirty-seventh street, from Aspen to Brown street; DeKalb street, from Aspen to Brown street, in the Twenty-fourth Ward. Edgemont, Thompson, Mercer, Gaul, and Belgrade streets, from Clearfield to Neff street; Mercer, Thompson, Gaul, and Belgrade streets, from Clearfield street to Allegheny avenue; Jasper street, from Somerset street to Hart lane; Emerald street, from Somerset street, three hundred feet south; Melvale street (both sides), from Clearfield to Ann street; Venango street, from Bath to Myrtle street; Garnett street, seven hundred feet south of Somerset street; Garnett street, from Somerset street to Hart lane; Kirkbride street, from Garden to Guyer street; Franklin (or Orchard) street, from Garden to Bridge street, in the Twenty-fifth Ward. Sixteenth street (west side), from Wharton to Reed street; Wharton street (south side), from Sixteenth to Seventeenth street; Fifteenth street (west side), from Wharton street, two hundred and fifty feet northward; Sober street, from Twentieth to Twenty-first street; Nineteenth street (east side), from Dickinson to Tasker street, in the Twenty-sixth Ward. Susquehanna avenue (north side), from Broad to Fifteenth street; Krail street, from Queen lane to Haywood street, three hundred and twenty feet; Seventeenth street, from York to Cumberland street; Colorado street, from York

to Cumberland street; Wayne street, from Cayuga to Dennie street; Cayuga and Dennie streets, from Germantown avenue to Wayne street; Huntingdon street, from Fifteenth to Philadelphia street; Dauphin street (south side), from Twenty-ninth to Thirtieth street; Seventeenth, Bouvier, and Eighteenth streets, from York to Cumberland street, in the Twenty-eighth Ward. Anna street, from Natrona to Thirty-first street; Clifford street, from Thirty-first to Thirtieth street; Natrona street, from connecting railroad to Montgomery street; Giles street, from Natrona to Thirty-second street; Thomazine street, from Thirty-third to Hollingee street; Hollingee street, from Thomazine street to Columbia avenue; Guest street, from Natrona to Thirty-second street; Twenty-eighth street, from Columbia to Montgomery avenue, in the Twenty-ninth Ward. Emlen street, from Sepviva to Tulip street; Trenton avenue (both sides), from Lehigh avenue to Frankford avenue; Emma street, from E. Susquehanna avenue to Berger street; Dickinson street, from Collins to Tulip street, in the Thirty-first Ward. Marston street, from Montgomery avenue to Berks street; Corlies avenue (or Thirty-and-one-half street), and Stanley street (or Thirty-and-three-quarters) street, from Ridge avenue to Susquehanna avenue, in the Thirty-second Ward. Dounton street, from Germantown avenue to Sixteenth street; Eighteenth street (east side), from Germantown road to Cayuga street; Seventh street and Franklin street, from Somerset to Cambria street; Rosehill street, from Cambria to Indiana street; east side of Second street, from Lehigh avenue to Indiana avenue; Erie avenue (north side), from Germantown avenue to Thirteenth street, in the Thirty-third Ward. Thompson street (south side), from Lancaster avenue to Ackley street; Ackley street (east side), from Thompson street to Girard avenue; Cathedral avenue, from Ackley to Forty-ninth street; Fifty-fifth street, and Sixtieth street, from Vine to Haverford street; Girard avenue, from Fifty-second to Fifty-fourth street; Thompson street, from Fifty-fourth to Fifty-fifth street; Sixty-two-and-a-half street, from Vine to Hamilton street; Callowhill street, from Sixty-second to Sixty-third street, in the Thirty-fourth Ward.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 4, in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890, to pay for building the foundations on Academy Road from Bristol Pike west.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one thousand (1,000) dollars be, and the same is hereby appropriated to Item 4, for repairing and maintaining improved streets, macadamized streets, etc., in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890, to pay for constructing stone foundations on Academy road west.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to item 1, in the annual appropriation to the Department of City Treasurer for the year 1890, to pay for increase of salary of Assistant Receiving Teller.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred (100) dollars be, and the same is hereby appropriated to item 1, for salaries in the annnal appropriation to the Department of City Treasurer for the year 1890, to pay for increase in the salary of Assistant Receiving Teller from July 1, 1890, at the rate of twelve hundred (1200) dollars per annum.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to item $3\frac{1}{2}$ in the annual appropriation to the Department of City Treasurer for the year 1890, for the purpose of returning certain moneys to the Sinking Fund.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and eighty-one thousand seven hundred and seven (181,707) dollars and eighty-three (83) cents, be, and the same is hereby appropriated to new item $3\frac{1}{2}$ in the annual appropriation to the Department of City Treasurer for the year 1890, to be taken from the special fund now in the City Treasury, for the erection of buildings to be occupied and used by the indigent poor of the City of Philadelphia, for the purpose of returning said sum of money to the Sinking Fund to be held by the Commissioners as heretofore.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to pay the interest and State tax on the funded debt of the City of Philadelphia, falling due on the first-day of July, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one million, six hundred and thirty-two thousand, nine hundred and sixty-six (1,632,966) dollars and forty-eight (48) cents be, and the same is hereby appropriated to pay the interest and State tax on the funded debt of the City of Philadelphia, falling due on the first day of July, Anno Domini one thousand eight hundred and ninety (1890); and the Farmer's and Mechanic's National Bank is hereby authorized and empowered to anticipate said payment. Warrants for the payment of said interest shall be drawn as follows: The Farmer's and Mechanic's National Bank shall present to the Mayor of the City of Philadelphia a list of loan holders to be paid as aforesaid, the

amount of the principal of the debt owned by them respectively, the rate and amount of interest accrued, the amount of State tax to be deducted and retained and the net sum due for interest, and at the foot of each list the Mayor shall add the following warrant.

PHILADELPHIA, , 189 .

To the Farmers and Mechanics National Bank:

Pay to the persons and corporations above named the amount respectively due them as above set forth for interest on City debt.

Mayor of Philadelphia.

The said list shall be sent to the City Controller to be countersigned by him.

Approved the sixteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Director of Public Works to permit owners of property to lay water-pipe under certain conditions.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That whenever an ordinance has passed authorizing the Department of Public Works to lay water-pipe in any dedicated street, and it is unable by reason of no appropriation or inability to furnish pipe and labor for the laying thereof in front of houses that have been completed, then the Director of the Department is hereby authorized and directed to permit persons owning both sides of a street to lay said pipe; and such property owners shall, in addition to the expense therefor, pay to the City the sum of fifty (50) cents per lineal foot of their property on each side of the street, provided the pipe be properly inspected, and the work done under the supervision and to the satisfaction of the Director of the Department.

Approved the nineteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting consent to the construction of a street railway by the Twenty-second Street and Alleghany Avenue Passenger Railway Company.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in accordance with the provisions of its charter granted under "An Act to provide for the incorporation and government of street railway companies in this commonwealth," approved May 14, 1889, consent is hereby given to the Twenty-second Street and Alleghany Avenue Passenger Railway Company to construct a double track railway, commencing at Twenty-second and York streets, thence north on Twenty-second street to Hunting Park avenue, formerly Nicetown lane, thence through Hunting Park avenue to Pulaski avenue, thence through Pulaski avenue to the road which extends northerly towards Wayne Station, thence through said road to Wayne avenue, thence through Wayne avenue to Washington lane, also a double track railway on Alleghany avenue from Ridge avenue to Delaware avenue.

SECT. 2. That the consent herein given under the act of 1889 is coupled with the condition that, in addition to the payment of a licence fee of fifty (50) dollars annually on each car run, and of keeping the streets used in repair, said company shall comply with all ordinances which the City has the lawful power to pass relative to street passenger railways; that the work of laying the tracts shall be done under the supervision of the Department of Public Works, and that the said company shall pay into the City Treasury fifty (50) dollars for advertising this ordinance.

SECT. 3. This ordinance shall not take effect until after the said railway company shall have filed, in the proper office of the City, a binding agreement satisfactory to the City Solicitor that it, the said railway company, shall be subject to all the laws and ordinances now existing, and that shall hereafter be enacted controlling, governing and taxing the passenger railways in the City of Philadelphia under laws previous to the act of 1889.

Approved the nineteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Lombard and South Street Passenger Railway Company to extend its tracks on Baltimore avenue, from the intersection of Thirty-ninth street to and into Augora.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Lombard and South Street Passenger Railway Company to extend its railway by double track Southwestward from the junction of Thirty-ninth street and Baltimore avenue, along the said Baltimore avenue to and into Augora, with the right to put in all connections, loops, curves, turnouts, switches, and sidings that may be proper; and the Department of Public Works is hereby authorized and instructed to grant all necessary permits to the said Company and furnish lines and stakes for said construction. Before exercising any privileges under this ordinance, the said Lombard and South Street Passenger Railway Company shall file with the Law Department an agreement in writing that it will comply with the ordinances of the City, relating to the occupancy of the streets by Passenger Railway Companies, and will also pay fifty (50) dollars into the City Treasury for the printing of this ordinance.

Approved the nineteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Young, Hancock, Fernon, Dudley, McKean, Walnut, Jefferson, Manor, Dawson, Boyer, Spencer, Otto, Unity, Frankford, Harper, Deal, Clementine, Sepviva, Morris, Eighteenth, Pierce, Cayuga, Dennie, Dauphin, Gratz, Colorado, Krail, Thirty-fifth, Twenty-second, Twelfth, Stanley, Tioga, and Fifty-second streets, Snyder, Rochelle, Mantua, Wayne, Westmoreland, Indiana, Glenwood, Corlies, and Rutledge avenues; and to relay with larger pipe, Wakefield, Chancellor and Leopard streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works is hereby authorized and directed to lay water-pipe in Young street, from Wolf to Ritner; Hancock street, from McKean street to Snyder avenue; Fernon street, from Fifth to Sixth street; Dudley street, from Otsego to Swanson street; McKean street, from Second to East Second street; Snyder, avenue, from Front street to Commercial avenue; Rochelle avenue, from Manayunk avenue to Cresson or Norristown avenue; Walnut street, from Hamilton to Chestnut street; Jefferson street, from Washington to Jackson street; Manor street, from Adams to Hermit street; Dawson street, from Ridge avenue to Righter street; Boyer street, from Chelton to Woodbine avenue; Spencer street, from Stenton avenue to Otto street; Otto street, from Spencer avenue to Mill street; Unity street, from Wingohocking to Adams street; Frankford street, from Tacony road to James street; Harper street, from Adams to Deal street; Deal street, from Kensington avenue to Leiper street; Mantua avenue, from Thirty-fourth to Orion street; Clementine street, from Trenton avenue to Ambler street; Sepviva street, from Tioga to Venango street; Morris street, from Seventeenth to Eighteenth street; Eighteenth street, from Morris to Moore street; Pierce street, from Seventeenth to Eighteenth street; Wayne avenue, from Cayuga street to Dennie street; Cayuga street, from Germantown avenue to Wayne avenue; Dennie street, from Germantown to Wayne avenue; Colorado street, from York to Cumberland street; Krail street, from Queen lane to Heywood street; Thirty-fifth street, from Alleghany to Westmoreland avenue; Westmoreland avenue, from Thirty-fourth to Thirty-fifth street; Twenty-second street, from Tioga street south to Wissahickon avenue or Township line road; Dauphin street, from Eighteenth to Twenty-second street; Gratz street, from Dauphin to York street; Twelfth street, from Indiana avenue to Clearfield street; Indiana avenue, from Eleventh to Twelfth street; Glenwood avenue, from Eleventh to Twelfth street; Corlies avenue (or Thirty-and-a-half street), from Ridge to Susquehanna avenue; Stanley (or Thirty-and-three-quarter) street, from Ridge to Susquehanna avenue; Rutledge avenue, from Cambria to Indiana street; Tioga street, from Mascher to Second street; Tioga street, from Philip street to Glenwood avenue; Fifty-second street, from Lancaster avenue to Warren street; and to relay with larger pipe Leopard street, from

Girard avenue to Richmond street; Wakefield street, from Wistar to Penn street; and Chancellor street, from Thirty-second street, west.

Approved the nineteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Departments of Public Works, Public Safety and Law for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That the sum of ten thousand, seven hundred and ninety-four (10,794) dollars be, and the same is hereby appropriated to certain items in the annual appropriations to the Departments of Public Works, Public Safety and Law for the year 1890, as follows: Department of Public Works, to Item 2 (Bureau of Highways), for paving intersections, etc., three hundred and sixty (360) dollars; for paving intersections at School and Morris streets, Twenty-second Ward; to Item 4 (Bureau of Highways), for repairing and maintaining unpaved streets, etc., five thousand (5,000) dollars for repairing Twenty-second street, from Spruce to Hamilton street, and Hamilton street, from Twenty-second to Twenty-fifth street: *Provided*, That said streets shall be sprinkled without cost to the City of Philadelphia. Department of Public Safety, to Item 1 (Bureau of Police), for salaries, two thousand, nine hundred and twenty (2,920) dollars, for salaries of two patrol sergeants, one house sergeant, two patrolmen, two drivers and clothing from August 1st, 1890, for the Fourteenth Police District; to Item 17 (Bureau of Police), for the purchase of horses, wagons, etc., six hundred and sixty-four (664) dollars, for one wagon and two horses for the Fourteenth District; to Item 4 (Bureau of City Property), for repairs to city property, four hundred (400) dollars, for fitting up rooms lately occupied by the Department of Public Works and Public Safety on the first floor of building at the southwest corner of Fifth and Chestnut streets, for the occupation and use of the Law Department. Law Department, to

Item 1, for salaries, eight hundred and fifty (850) dollars, to pay the increase of salaries, one assistant receiving one thousand, eight hundred (1,800) dollars per annum, and one assistant receiving one thousand, five hundred (1,500) dollars per annum, at the rate of twenty-five hundred dollars per annum each from July 1st, 1890; to Item 6, for miscellaneous expenses, etc., six hundred (600) dollars, for furnishing rooms set apart for the use of Law Department, southwest corner of Fifth and Chestnut streets.

Approved this nineteenth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Department of Public Safety to lease unto John Maxwell's Sons a certain lot of ground on west side of Schuylkill river, between South and Marston streets, in Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Safety is hereby authorized and directed to enter into a lease with John Maxwell's Sons for the lot of ground on the west side of the Schuylkill river, bounded by Marston street, South street and and Thirtieth street and said river, for the term of ten years from January 1, 1891, at the annual rental of two hundred and fifty (250) dollars: *Provided,* That the lessees shall, at their own expense, erect and keep in repair such wharves as may be necessary for carrying on their business, and at the end of said term shall deliver up said lot and improvements thereon to the City in good order and repair free of all cost and expense to said city.

Approved the twenty-eighth day of June, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Director of the Department of Public Safety to enter into a new lease with J. W. Gaskill's Sons, the present lessees of Green street wharf on the river Delaware.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Safety, be, and he is hereby authorized and directed to enter into a new lease (to take effect upon the expiration of the present lease March 1st, 1891,) with J. W. Gaskill's Sons, the present lessees of Green street wharf on the River Delaware, for a term of five (5) years at an annual rental of two thousand, five hundred (2,500) dollars: *Provided*, That the said lessees shall dredge the dock whenever required by the Board of Port Wardens, and keep the wharf in good repair during the term, and in the event of the Board of Port Wardens establishing a new line they shall construct the wharf out to the said line at their own expense, and at the end of said term deliver the wharf and all improvements placed thereon, in good order and repair to the city, without any cost or expense to the city for said improvements, repairs and dredgings. All improvements, and repairs to be done under the supervision and subject to the approval of the Director of the Department of Public Safety.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Authorizing the sale of certain real estate belonging to the City connected with the Almshouse property.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor is hereby authorized and directed upon the purchaser paying the amount of purchase money, to execute under the corporate seal of the City acknowledge and make proof of said seal, and deliver a deed conveying unto the Pennsylvania Railroad Company in fee absolutely for and in consideration of the sum of ten

thousand dollars ; all that lot of ground being so much of the Almshouse property in the 27th Ward, as is embraced within the following lines, to wit : Beginning at a stone in the southern line of land of the Junction Railroad Company, formerly of the City of Philadelphia, and on the eastern line of the land of the said railroad company, formerly of David Meconkey *et. al.* ; and extending thence eastward, along the line of the said first mentioned land of the Junction Railroad Company, by the various courses thereof, the distance of one thousand, two hundred and seventy-nine (1,279) feet, more or less, to a stone in a line of land of the Pennsylvania Railroad Company ; thence southward by said land by a line curving toward the east, with radius of six hundred and seventy-five (675) feet, the distance of five hundred and thirty (530) feet, one (1) inch to a stone, and thence southward by a line curving toward the east, with radius of seven hundred and twenty-five (725) feet, the distance of four hundred and forty-one (441) feet nine and seven-eighths ($9\frac{7}{8}$) inches to a stone ; thence northwestward and westward by other land of the City of Philadelphia, parallel with the line established for the centre line of the proposed westwardly connection, between the Delaware extension of the Pennsylvania Railroad and the Junction Railroad and sixty-five (65) feet distant southwestward therefrom, as follows, viz. : First, north, fifty-two (52) degrees ; west, three hundred and twenty-three and five-tenths ($323\frac{5}{10}$) feet to a stone. Second, by a line curving toward the west, with radius of one thousand, three hundred and sixty-eight (1,368) feet, the distance of nine hundred and thirty-three and two-tenths ($933\frac{2}{10}$) feet to a stone ; and third, south, eighty-seven (87) degrees and fifty-three and three-quarter ($53\frac{3}{4}$) minutes west, two hundred and eighty-one and five-tenths ($281\frac{5}{10}$) feet to a stone in the line of the aforesaid land of the Junction Railroad Company, formerly of David Meconkey *et. al.* ; and thence by said land north, seven (7) degrees forty-nine and a quarter ($49\frac{1}{4}$) minutes west, sixty-five and three-tenths ($65\frac{3}{10}$) feet to a stake in the centre line of the said proposed connection, and still by the same course the additional distance of twenty (20) feet to the place of beginning ; containing six and two hundred and ninety seven thousandths ($6\frac{297}{1000}$) acres, more or less : *Provided*, That the purchaser of said lot shall also pay the expenses of the necessary conveyances and the brief of title to said lot, and shall release to the City as much of said lot as may be covered by Thirtieth street as now laid out upon

the Plan of the City. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of lots of ground on Cumberland and Sixteenth street for school purposes.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of seventeen thousand, five hundred (17,500) dollars be, and the same is hereby appropriated to the Board of Public Education for the purchase of ground for school purposes, as follows: Fourteen thousand, five hundred (14,500) dollars for the purchase of that certain piece of ground on Cumberland street, with a front of one hundred and seventy-seven (177) feet ten (10) inches on said Cumberland street and extending in depth one hundred (100) feet on Sixteenth street. Also, the sum of three thousand (3,000) dollars for the purchase of an additional lot, commencing one hundred feet north of Cumberland street, with a depth of twenty-five (25) feet on Sixteenth street and extending from Sixteenth street to Philadelphia street, a distance of one hundred and seventy-seven (177) feet ten (10) inches.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To appropriate a certain lot of ground in the Twenty-first ward for reservoir and other purposes connected with the supply of water to the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That there be hereby appropriated

for reservoir and other purposes connected with the supply of water to the city, a certain lot or piece of land situate in the Twenty-first Ward of the City of Philadelphia, beginning at the intersection of the southeasterly side of Port Royal avenue, fifty feet wide, and the northeasterly side of Ann street, as laid down on the City Plan as fifty feet wide; thence extending along the southeasterly side of Port Royal avenue north $53^{\circ} 55'$ east eleven hundred and eight (1,108) feet ten and one quarter ($10\frac{1}{4}$) inches, thence along the southeasterly side of Port Royal avenue north $55^{\circ} 40'$ east two hundred and seventy-nine (279) feet eleven and five-eighths ($11\frac{5}{8}$) inches to a point, thence extending south $34^{\circ} 20'$ east eleven hundred and sixty-four (1,164) feet to the northwesterly side of Keely avenue as laid down on the City Plan fifty feet wide; thence extending along the northwesterly side of Keely avenue south $57^{\circ} 19'$ west thirteen hundred and fifty-four (1,354) feet four and five-eighths ($4\frac{5}{8}$) inches to the northeasterly side of Ann street, thence along the said side of Ann street north $36^{\circ} 6'$ west one thousand and ninety-two (1,092) feet three and five-eighths ($3\frac{5}{8}$) inches to the place of beginning, containing thirty-five and six hundred and nineteen one thousandths ($35\frac{619}{1000}$) acres.

SECT. 2. That in accordance with the Act of Assembly, approved April 4, 1868, entitled "A further supplement to the Act consolidating the City of Philadelphia in order to promote the supply of water to said City," the City Solicitor is hereby requested to file a petition in the Court of Quarter Sessions of the City and County of Philadelphia on behalf of the City, setting forth by proper metes and bounds, the grounds so selected as aforesaid and that by ordinance, the said Councils have appropriated the same for the said purposes, and to further proceed therein as he may deem best to secure to the city the speedy possession and use of the said premises for the said purposes.

SECT. 3. The Mayor is hereby requested to enter any security on behalf of the City in the said proceedings, which may be deemed by the City Solicitor to be necessary or advisable.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To confirm the sale of the Cornish engine at the Roxborough station.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sale after due advertisement of the unserviceable Cornish engine at the Roxborough pumping station (the bids for which were opened by the Director of the Department of Public Works, May 6, 1890) to Thompson C. Gill and Company for the sum of twenty-two hundred and sixty (2,260) dollars be, and the same is hereby confirmed.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To lay a water-main in Fifty-second street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works is hereby authorized and directed to lay a thirty-six (36) inch water-main in Fifty-second street, from Walnut street to Baltimore avenue, and a thirty (30) inch water-main in Fifty-second street, from Baltimore to Woodland avenue.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER.
Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Chew, Dorset, Elkhart, Bancroft, Fifty-sixth, and Ludlow streets, Jennett and Mantua avenues, and to relay Richmond street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works is hereby authorized and directed to lay water-pipe in

Jennett avenue, from Manayunk avenue to Cresson street; Chew street, from Russell to Dorset street; Dorset street, from Chew to Boyer street; Mantua avenue, from Forty-second to Forty-fourth street; Elkhart street, from Clarion to Joice street; Bancroft street, from one hundred and fifty-eight (158) feet south of Moore to Mifflin street; Fifty-sixth street, from Market to Ludlow street; Ludlow street, from Fifty-fifth to Fifty-sixth street, and to relay with larger pipe Richmond street, from Frankford avenue to Leopard street.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of Duval street, from Green street to Wayne avenue, in the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Works be, and it is hereby authorized and directed to revise the lines and grades of Duval street, between Green street and Wayne avenue, Twenty-second Ward.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of main sewers on the line of Tasker street, Mill Creek, Westmoreland street, Clearfield street, Penn street, Courtland street, Tenth street, and Germantown avenue and Monoshone branch.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Works is hereby authorized and directed to enter into contracts for the construction of main sewers on the line of Tasker street, from Fifth to Thirteenth streets; Mill Creek, from Market to Haverford streets, and for rebuilding so much of the wall of the Pennsylvania Hospital for the Insane as may be destroyed

by reason of building the sewer, and opening of the proposed eighty feet wide street; Clearfield street, from Sixth to Ninth streets; Westmoreland street, east of Clarion street to the Aramingo Canal; Penn street, from Ridge avenue to the Norristown Railroad; Courtland street, from Broad street to Old York road; Tenth street and Germantown avenue, to Clearfield street; Monoshone branch, northward from present terminus as far as the balance of money can build it.

SECT. 2. The Director of the Department of Public Works shall advertise for proposals and award the contracts in accordance with existing laws and ordinances, and giving one month's notice of the date of final payment, any excess over the assessment upon property for the construction of said sewers shall be charged to Item 26½ of the appropriation to the Bureau of Surveys.

SECT. 3. That before the contract for the construction of the Mill Creek sewer, between Market street and Haverford street, and the rebuilding of the walls of the Pennsylvania Hospital for the Insane, shall be executed, the proper officers of the said Pennsylvania Hospital for the Insane shall execute and file with the City Solicitor a deed of dedication for a street eighty (80) feet in width through the grounds of the said institution, from Market street to Haverford street, on or near the line of said main sewer, in consideration of the City building this sewer, rebuilding so much of the wall as the opening of said street shall require and the future completion of other municipal improvements on the line of said new street.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to J. F. Hazard & Co. to erect a frame shed for the storage of lumber at their yard on Sedgley avenue, between Susquehanna avenue and Diamond street, Thirty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby

granted to J. F. Hazard & Co. to erect at their yard on Sedgley avenue, between Diamond street and Susquehanna avenue, Thirty-second Ward, a frame shed for the storage of lumber of the following dimensions: length, two hundred feet, width, sixty-four feet, height, twenty feet. Said shed to be removed at any time on the passage of a resolution or ordinance to that effect. The sum of fifty dollars to be first paid into the City Treasury by the said J. F. Hazard & Co. for the printing of this ordinance.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 10 in the annual appropriation to the Department of Public Safety (Bureau of City Property) for the year 1890, to pave Nice street, in front of station house, in the Thirty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and twenty-five (125) dollars be, and the same is appropriated to Item 10 in the annual appropriation to the Department of Public Safety (Bureau of City Property), for the year 1890, to pave Nice street, in front of police station house, in the Thirty-third Ward.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Sheriff for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.: From Item 3, for books, etc., fifty (50) dollars; from Item 6,

for expenses of Sheriff's Juries, two hundred and fifty (250) dollars, in all three hundred (300) dollars to Item 4. For preparing and advertising Sheriff's proclamation, fifty (50) dollars; to Item 5, for printing and posting Sheriff's proclamation, two hundred and fifty (250) dollars, in the annual appropriation to the Sheriff for the year 1890.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the lease of premises No. 824 Lombard street, by the Director of the Department of Public Safety for the use of the Bureau of Police for a patrol house.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Safety be, and he is hereby authorized to lease the premises, No. 824 Lombard street, for the use of the Bureau of Police as a patrol house for the term of ten (10) years, at an annual rental of six hundred (600) dollars: *Provided*, That the lessor shall make all necessary alterations subject to the approval of the said Director of the Department of Public Safety, and keep the same in good repair and pay all taxes and water rents.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 32 $\frac{1}{2}$ in the annual appropriation to the Department of Charities and Correction (Bureau of Charities) for the year 1890, for the erection of additional buildings on the grounds of the Philadelphia Almshouse, in the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and

fifty thousand (150,000) dollars be, and the same is hereby appropriated to new Item 32 $\frac{1}{2}$ in the annnal appropriation to the Department of Charities and Correction (Bureau of Charities) for the year 1890, to be taken from appropriation made by "ordinance approved March 22, 1889, to authorize the location and erection of a new Almshouse, to provide for the removal of the indigent poor from Blockley Almshouse and to make an appropriation therefor," for the purpose of erecting additional buildings, to be occupied for an insane hospital, the Philadelphia Hospital, or as out-wards, such buildings to be either independent buildings or wings of buildings now existing on said grounds.

SECT. 2. The Mayor be, and he is hereby authorized to employ a competent architect for the purpose of preparing plans and for supervising the erection of the builldings authorized in the first section of this ordinance. The architect shall receive for his services, expenses, plans and specifications a sum not exceeding three (3) per cent. on the cost of completed buildings.

SECT. 3. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved this first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place Sharp street upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and the same is hereby authorized to place upon the City Plan Sharp street, from Adams to Dawson street, fifty feet wide, in the Twenty-first Ward.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of Sixty-third street, from City avenue to south of Lancaster avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and it is hereby authorized to revise the lines and grades of Sixty-third street, from City avenue to the angle in Sixty-third street south of Lancaster avenue.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve of that portion of the general design for Walnut street bridge over the Schuylkill River, between Thirty-first and Thirty-third streets, and to authorize the construction of the same.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the portion of the general design for Walnut street bridge over the Schuylkill River, prepared by the Department of Public Works, by direction of ordinance of Councils approved July 2, 1888, as lies between Thirty-first and Thirty-third streets, and modified by reason of a deed of dedication accepted from William C. Allison by ordinance approved March 3, 1890, is hereby approved.

SECT. 2. That the Director of the Department of Public Works is hereby authorize and directed to enter into a contract for the construction of the said portion of the bridge and approaches, from time to time, as appropriations are made for the purpose. The said Director shall advertise for proposals, and award the contracts in accordance with existing ordinances and laws.

SECT. 3. The Director of the Department of Public Works is hereby authorized to appoint inspectors of masonry and iron work, as may be requisite, and to pay for transporta-

tion and incidental expenses, charged to appropriations for the construction of the bridge.

SECT. 4. All contracts (except under Section 3), for the construction of said bridge, from time to time, shall be approved by Councils.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Eighteenth, Tulip and Arrott streets and Mantua avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Eighteenth street, from York to Cumberland street; Tulip street, from about two hundred and eighty-two feet northeast of Levick street to Saltar's lane; Arrott street to its full width, from Leiper street to about six hundred feet west of said Leiper street; Mantua avenue, from Thirty-fourth to Thirty-fifth street; and from Thirty-third street, to a point one hundred and twenty feet east of said Thirty-third street, as the said Mantua avenue appears on the revision of Plan No. 109, confirmed October 7, 1889.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds and at the expiration of the said three months the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To repeal a part of an ordinance, entitled "An Ordinance to authorize the opening of Mantua avenue and Thirty-fourth street in the Twenty-fourth Ward," approved June 3, 1886.

WHEREAS, Under the ordinance of March 18, 1889, entitled "An Ordinance to revise a portion of Plan 109 at Thirty-fourth street and Mantua avenue," the lines of Mantua avenue have been changed from those which were the lines in 1886: AND WHEREAS, It would be manifestly to the injury of the City and the property owners to proceed with the opening of the said street on the lines which were confirmed lines in 1886.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance approved June 23, 1886, entitled "An Ordinance to authorize the opening of Mantua avenue and Thirty-fourth street in the Twenty-fourth Ward," be, and the same hereby is repealed, in so far as it directs the opening of Mantua avenue in the Twenty-fourth Ward on the lines of the said avenue as they were then confirmed.

Approved the first day of June, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Thompson street, in the Twenty-fifth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property, over and through which the following street will pass, that at the expiration of three months from the date of said notice said street will be required for public use, viz.: Thompson street, from Hunter to Venango street and from Buckins to Orthodox street: *Provided*, The owners of property in the vicinity of said street first file a satisfactory bond with the City Solicitor indemnifying the City against damages for the opening of said street.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of Daniel A. Kennedy for the construction of connections with the intercepting sewer and rebuilding the Levering and Cresson street sewer.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of Daniel A. Kennedy for the construction of connections with the intercepting sewer and rebuilding the Levering and Cresson street sewer be, and the same is hereby approved and that John McCafferty be, and he is hereby approved as surety of the said Daniel A. Kennedy for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said connections and sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the sums or prices as follows: For sewer on Levering and Cresson street, from Main to Grape and Wood street, per linear foot including all appurtenances, the sum of four (4) dollars and seventy (70) cents; for ten (10) inch pipe sewer near curb on Lyceum avenue, from Wood street to Manayunk avenue per linear foot including all appurtenances, the sum of three (3) dollars and forty (40) cents; for twelve (12) inch pipe sewer, under storm-water conduit, with stone bottom on Lyceum avenue, from Wood street to Manayunk avenue, per linear foot including all appurtenances, the sum of five (5) dollars and (90) cents; for ten (10) inch pipe sewer on either side of Lyceum avenue north of Manayunk avenue, per linear foot including all appurtenances, the sum of (2) dollars and sixty (60) cents; for pipe sewer in Cotton and Grape street, between Main and Cresson street, per linear foot including all appurtenances, the sum of (2) dollars and ninety (90) cents; for ventilating pipes, raising manholes and wellholes and furnishing manhole grating including all appurtenances, the sum of three hundred (300) dollars; for additional twelve (12) inch terra-cotta pipe not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; total cost not to exceed the sum of seventeen thousand, four hundred (17,400) dollars. And the City Solicitor is directed to file an agreement of record restricting the lien of the judgment to be entered against the said Daniel A. Kennedy to premises Nos. 2116 Callowhill

street and 323 North Thirteenth street, and as against the said John McCafferty to premises No. 1823 Tatlow street.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the grade of Crowson street, in the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and it is hereby authorized to revise the grades of Crowson street, between Church street and Hortter street, in the Twenty-second Ward: *Provided*, That the owners of the ground within the lines of the said street, shall first dedicate the same as a public highway, or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Allegheny avenue from Broad to Fifteenth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Allegheny avenue, from Broad to Fifteenth street, with sheet asphaltum with broken stone vulcanite base

and binder, at no cost to the City. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, said street shall be first dedicated or properly opened, and that the Director of the Department of Public Works, first advertise for proposals for paving said street and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Thirty-seventh street, from Brown street to Mantua avenue, without water-pipe being first laid.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to permit the paving of Thirty-seventh street, from Brown street to Mantua avenue, under ordinance of February 25, 1890, authorizing said work, without water-pipe being first laid in said street.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place on the City Plan Chadwick, Clarence, Firth, Emily, Dudley, Mercy, Hancock, Salmon, Waterloo, Wilt, Wilder and Young streets and Rutledge avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized to place upon the City Plan Chadwick

street, thirty feet wide, from Moore to Mifflin street; Clarence and Firth streets, each thirty feet wide, from Fifteenth to Sydenham street; Emily, Dudley and Mercy streets, each thirty feet wide, from Front to Otsego street; Hancock street, thirty feet wide, from McKean street to Snyder avenue; Salmon street, forty feet wide, from Cumberland to York street; Waterloo street, thirty feet wide, from Montgomery avenue to Wilt street; Wilt street, thirty feet wide, from Mascher to Howard street; Wilder street, thirty feet wide, from Fourth street to Moyamensing avenue; Young street, thirty feet wide, from Wolf to Ritner street; Rutledge avenue, thirty feet wide, from Cambria to Indiana street: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways or shall first file a bond or enter into a written agreement with the City satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Department of Public Works to draw and the City Controller to countersign warrants in favor of P. C. and T. McEntee and Robert Higgins to pay for uncollectable sewer bills.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to draw, and the City Controller to countersign warrants in favor of P. C. and T. McEntee to the amount of four hundred and thirty-one (431) dollars and thirteen (13) cents, to pay a deficiency in the assessment on a sewer on Park avenue, between Lehigh avenue and Somerset street; and in favor of Robert Higgins, to the amount of five hundred and sixty-seven (567) dollars and sixty-

five (65) cents, to pay for the construction of a sewer in front of the properties of the Old Men's Home of Philadelphia, and the Pennsylvania Home for Blind Woman on Saunders avenue, between Powelton and Lancaster avenues and to charge the same to the item for the construction of branch sewers, in the annual appropriation to the Department of Public Works (Bureau of Surveys).

SECT. 2. The Ordinance entitled "An Ordinance to pay P. C. and T. McEntee for uncollectable sewer bills," approved February 1st, 1890, and the Ordinance entitled "An Ordinance to make an appropriation to pay Robert Higgins for the construction of a sewer on Saunders avenue, from Powelton to Lancaster avenue," approved April 7, 1890, be and the same are hereby repealed.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Colorado, Corlies, Emlen, Forty-three-and-one-half, Fifty-five-and-one-half, Hartville, Marston, Stanley and Twenty-seventh streets on the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Works be, and is hereby authorized to place upon the City Plan Colorado street, thirty feet wide, from York to Cumberland street; Corlies street, or Thirty-and-one-half street, thirty feet wide, from Susquehanna avenue to Ridge avenue; Emlen street, thirty feet wide, from Park avenue to Broad street; Forty-three-and-one-half street, thirty-feet wide, from Wyalusing street to Mantua avenue; Fifty-five-and-one-half street, forty feet wide, from Hunter's lane to Lansdowne avenue; Hartville street, thirty feet wide, from Cambria to Clearfield street; Marston street, thirty feet wide, from Montgomery to Berks street; Stanley street, or Thirty-and-three-quarters street, thirty feet wide, from Susquehanna avenue to Ridge avenue; Twenty-seventh street, fifty feet wide, from Sedgley avenue to Susquehanna avenue: *Provided,* That the

owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved this first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the paving of the footways around City Property on Hortter and Musgrove streets, Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Ordinance entitled "An Ordinance to authorize the paving of the footways around the City Property on Hortter and Musgrove streets, Twenty-second Ward," approved April 8, 1890, be amended by adding the words "and curbing" after the word "footways," so as to read that the Director of Public Works be authorized and directed to enter into a contract for paving and curbing the footways five feet in width around City Property on Hortter and Musgrove streets, Twenty-second Ward, at a cost not to exceed eight hundred (800) dollars, the amount to be taken from item 6, for grading in the annual appropriation to the Department of Public Works (Bureau of Highways).

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance to authorize the opening of Wayne, Tiernan and Morris streets and Cedar lane, approved July 3, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That so much of an ordinance

entitled "An Ordinance to authorize the opening of Wayne, Tiernan and Morris streets and Cedar lane," approved July 3, 1889, as requires the owners of property in the vicinity of Cedar lane to file a bond indemnifying the City against damages be hereby repealed, and that the first section of said ordinance be amended by adding after the word "Centre street," "and Centre street, from Cedar lane to the west line of the Philadelphia and Reading Railroad," so that the ordinance shall read "Cedar lane, from Chelton avenue to Centre street, and Centre street, from Cedar lane to the west line of the Philadelphia and Reading Railroad," and that the title of said ordinance be amended by adding the words "and Centre street."

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay gas pipe on the following streets, viz. : Tasker street (south side), from Fifth to Sixth street; Snyder avenue, from Otsego street to Weccacoe avenue or Point House road; Sixth street (east side), from Tasker to Mountain (formerly Sylvester) street; Hancock street, from McKean street to Snyder avenue; Dudley street, from Otsego to Swanson street; Eleventh and Twelfth streets, from Snyder avenue to Jackson street; Wilder street, from Fourth to Y. P. M. street; Emily street, from Eleventh to Twelfth street; Young street, from Wolf to Ritner street; McKean street, from Second to East Second street; Fernon street, from Fifth to Sixth street, in the First Ward. Eneu street, from Eighth street to Passyunk avenue in the Second Ward. Houston street, from Memphis to Sepviva street; Moyer street, from Montgomery avenue to Vienna street, in the Eighteenth Ward. Waterloo street, from Montgomery avenue to Wilt street; Wilt street, from Mascher to Howard street, in the Nine-

teenth Ward. Church street, from Clay to Wood street; Jeannette avenue, from Freeland avenue to Sumac street; Manor street, between Adams and Hermit streets, in the Twenty-first Ward. Seymour street, from Green to Wayne street; Woodbine avenue, between Chew and Bloyd streets; Pulaski avenue, between Hansberry and Queen streets; Union avenue, from dead end west to Thirtieth street; Dorset street, from Chew to Boyer street, in the Twenty-second Ward. Mantua avenue, from Thirty-fourth to Orion street, and from Forty-second to Forty-fourth street; Baring street (south side), from Preston to Budd street; Powelton avenue (north side), west of Forty-second street, in the Twenty-fourth Ward. Clementine street, from Frankford avenue to Trenton avenue; Amber street, and Salmon street, from Clearfield street to Allegheny avenue; Amber street, from Ontario to Westmoreland street; Clearfield street, from Thompson to Weikel street; Allegheny avenue, from Belgrade to Weikel street; Fisher street, and Almond street, from Clearfield to Westmoreland street; Thompson street, and Edgemont street, from Division to Westmoreland street, in the Twenty-fifth Ward. Bancroft street, and Chadwick street, from Moore to Mifflin street; Wolf street (south side), from east side of Eighteenth to Mendenhall street; Pierce street, from Seventeenth to Eighteenth street; Eighteenth street, from Morris to Moore street; Morris street, from Seventeenth to Eighteenth street; Twenty-third street (east side), from Reed to Titan street; Twenty-third street (both sides), from Reed to Dickinson street, in the Twenty-sixth Ward. Forty-ninth street, from Woodland avenue to Philadelphia, Wilmington, and Baltimore Railroad, in the Twenty-seventh Ward. York street, from Broad street to Park avenue; York street, from Seventeenth to Eighteenth street; Park avenue, from York to Cumberland street; Emlen street, from Broad street to Park avenue; Huntingdon street (south side), Hazel avenue, and Oak avenue, from Fifteenth to Philadelphia street; Seventeenth street (west side), and Sixteenth street (east side), from Ontario to Tioga street; Thirteenth street, from Susquehanna avenue to Dauphin street; Susquehanna avenue (north side), from Craig or Delhi street west to Eleventh street; Tenth street (east side), from Susquehanna avenue, north to Colona street; south side of Colona, from Tenth street west one hundred and fifty-seven feet, in the Twenty-eighth Ward. Sergeant street, between Sepviva and Cedar streets, in the Thirty-first Ward. Ridge

avenue, from Diamond to Thirty-first street, in the Thirty-second Ward. Sixth street (east side), from Cambria to Indiana street; Rutledge avenue, from Cambria to Indiana street; Fairhill street, from Somerset to Cambria street; Third street (east side), from Ontario to Tioga street, in the Thirty-third Ward.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of School lane, from Pulaski avenue to Morris street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of school lane, from the building line at Pulaski avenue to the building line at Morris street with vitrified paving brick, without a sewer being first laid, at no cost to the City. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, Said street be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said street and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Wood, Wingohocking, Heiskell, Wakeling and Clearfield streets and Allegheny avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the date of said notice said streets will be required for public use, viz: Wood street, from Gay to Levering street; Wingohocking street, from Germantown avenue to Seventeenth street; Heiskell street, twenty-five feet wide, from Annat to Mill street; Wakeling street, from Frankford avenue to Willow street; Allegheny avenue, from about three hundred and fifty feet west of Twenty-third street to Nicetown lane to the width of eighty feet in centre to correspond with balance of street; Clearfield street, from about two hundred feet west of Sixteenth street to Seventeenth street.

SECT. 2. The Mayor is hereby authorized and requested to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets, and upon the filing of the bonds and at the expiration of the said three months the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the grades on Plan No. 18 in the Twenty-fifth and Thirty-third Wards.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the grades on

City Plan No. 18, north of Lehigh avenue and between Frankford avenue and Fillmore street, in the Twenty-fifth and Thirty-third wards.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the laying of a macadam pavement on Upsal street, from Germantown avenue to Green street, by the owners of property fronting thereon," approved March 21, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the laying of a macadam pavement on Upsal street, from Germantown avenue to Green street, by the owners of property fronting thereon," approved March 21, 1890, be, and the same is hereby amended by striking out in the fifth line the word "macadam" and inserting in lieu thereof the word "Telford" and by adding the following: "*Provided*, The parties interested first enter into a satisfactory agreement or bond to keep said street in good repair until such time as the street shall be paved.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Bethany M. E. Church to erect a temporary frame building on lot southwest corner of Eleventh and Mifflin streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Bethany Methodist Episcopal Church

to erect a frame building in rear of the present church, southwest corner of Eleventh and Mifflin streets, thirty-five by seventy feet, one story high, during the erection of the new church to be used for church purpose: *Provided*, That said building shall be removed on the passage of an ordinance or resolution to that effect without notice.

* Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the United States Foundry Company to erect a frame structure on their wharf on the Schuylkill River, foot of Peltz street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the United States Foundry Company to erect on their wharf at the foot of Peltz street, Schuylkill River, a frame structure not exceeding two stories in height, sixty feet front, one hundred feet deep and thirty feet high, roof to be fire proof, for the storage of coal, iron turnings, castings, old engines, machinery and manufacture of the same: *Provided*, That permission hereby granted shall be revocable by the passage of an ordinance or resolution to that effect without notice, and also provided that the United States Foundry Company shall first pay into the City Treasury fifty dollars for the printing of this ordinance.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the lease of premises northwesterly side of Main street, between Decatur and Hartel streets, in Holmesburg, Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Depart-

ment of Public Safety be, and he is hereby directed to lease from Amos C. Shallcross the building to be erected by him on his lot situated on the northwesterly side of Main street, between Decatur and Hartel streets, in Holmesburg, Twenty-third Ward, for the use of the Fire Bureau for the term of ten years, at an annual rental of seven hundred (700) dollars: *Provided*, That the lessor shall first bind himself to build said building in accordance with certain plans and specifications agreed upon between the lessor and the Director of the Department of Public Safety without any expense to the City and that the said lessor shall keep the same in good repair, pay all taxes and water rent, the City to have the right to purchase the said premises within ten years at a price not to exceed ten thousand (10,000) dollars, the City to have the privilege of renewing said lease for a further period of ten years upon the same conditions.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 22, in the annual appropriation to the Department of Charities and Correction (Bureau of Charities) for the year 1890, to pay salary of an additional out-door physician for the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and twenty (120) dollars be, and the same is hereby appropriated to Item 22, for salaries in the annual appropriation to the Department of Charities and Correction (Bureau of Charities) for the year 1890, to pay the salary of an additional out-door physician, from July 1, 1890, for the Twenty-seventh Ward.

Approved the first day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Cheltenham Electric Light, Heat and Power Company to erect poles, wires and fixtures in the eastern end of the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Cheltenham Electric Light, Heat and Power Company, to erect poles and wires for the purpose of supplying light to their patrons in the following territory in the easternmost part of the Twenty-second Ward, viz. :

From the County line or Cheltenham avenue, at or near the crossing of the North Pennsylvania branch of the Philadelphia and Reading Railroad (where the Company proposes to erect its plant), to Washington lane; on Washington lane to Lime Kiln Pike, on Lime Kiln Pike to Mill street, on Mill street to the York Pike, on the York Pike to Olney road, on Olney road to New Second street, on New Second street to the County Line road, and on the County Line road, or (Cheltenham avenue), to the station or plant of the Company at the point as aforesaid; also, with authority to erect poles and wires on any street, road or avenue within the territory bounded by the lines of poles and wires herein authorized. The said The Cheltenham Electric Light, Heat and Power Company hereby agrees to accept the provisions of all ordinances regulating the erection and maintenance of poles and wires for the purposes herein named, as well as all other ordinances now in force or which may hereafter be passed, which may in any way relate to the construction, maintenance, operation or license charges of poles, wires and fixtures in the City: *Provided*, That the said The Cheltenham Electric Light, Heat and Power Company shall furnish at least five arc lights to the City free of charge, as soon as it is prepared to furnish arc lights to its customers, said lights to be located where designated by the Department of Public Works, and also agree to light, free of cost, all police and fire stations and public school houses along their lines. The City shall have the right to use the poles of the said The Cheltenham Electric Light, Heat and Power Company to attach wires thereto for municipal purposes without cost, and all poles and wires shall be erected under the supervision and approval of the Department of Public Safety (Electrical Bureau) and that they will agree to remove the

said poles, wires and fixtures within six months after the passage of an ordinance to that effect, and that they will execute an agreement with the City Solicitor to be filed in the Law Department, to comply with the terms of this ordinance and all other ordinances relating to the subject, now in force or which may hereafter be passed. The work herein authorized shall be done under the supervision of the Department of Public Safety (Electrical Bureau) after a plan of the proposed route has been first submitted to said Department and Bureau, and a permit is obtained from the Electrical Bureau for said work. The sum of fifty dollars shall be first paid for the printing of this ordinance into the City Treasury by said Company. Failure to comply with the terms and provisions of this ordinance shall, in addition to the forfeiture of the bond provided for by the ordinance of August 5, 1886, deprive said Company of all the privileges granted hereby and hereunder, and the Department of Public Safety shall thereupon remove poles, wires and fixtures of said The Cheltenham Electric Light, Heat and Power Company at the latter's cost and expense.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Edison Electric Light Company of Philadelphia, to lay and maintain underground electric light wires, tubes, and cables, under Fifteenth street, from Chestnut to Market street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Edison Electric Light Company of Philadelphia be, and is hereby authorized to lay and maintain underground electric light wires, tubes, and cables, from the south side of Chestnut street, under and along the east side of Fifteenth street, to the north side of Market street, and to make house connections. The work herein authorized shall be done during the year 1890. Nothing in this ordinance contained shall be construed to grant said Edison Electric Light Company any exclusive right on the street herein named; the work shall be done under the super-

vision of the Department of Public Works (Electrical Bureau), and said company shall enter into an agreement with the City, to be prepared by the City Solicitor and filed in the Law Department, that they will comply with the provisions of this ordinance, as well as the ordinance of August 5, 1886, regulating the laying of conduits, etc., and any other ordinance now in force, or which may be passed relating to the subject. In addition thereto, the said company shall pave said Fifteenth street, between Chestnut and Market street, from the curb to the tracks of the passenger railway with Belgian blocks at their own cost and expense, and this shall be included in the agreement hereinbefore mentioned. The said paving shall be satisfactory to the Department of Public Works. Before said company exercises any privileges under this ordinance it shall pay fifty dollars to the City Treasury to defray the expense of printing the same.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting to the Edison Electric Light Company of Philadelphia the privilege of placing electric wires or cables under ground, in Thirteenth and Locust streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Edison Electric Light Company, of Philadelphia, to place and maintain electric wires or cables under ground in the following streets: Thirteenth street, from Walnut to Locust street; Locust street, from Thirteenth to Broad street, connecting with the present system of said company at Thirteenth and Walnut and Broad and Locust streets. The said wires and cables shall be laid under the supervision of the Department of Public Works (Electrical Bureau), and the laying of the same shall be completed during the year 1890. Nothing contained in this ordinance shall be construed to grant to said Edison Electric Light Company any exclusive right on the streets herein named. The said Company shall enter into

an agreement with the City Solicitor to be prepared by him and filed in the Law Department that they will comply with the terms of this ordinance, the general ordinance of August 5, 1886, relating to the laying of underground conduits, as well as all other ordinances now in force or which may be passed, regulating the laying of underground conduits, cables, etc. The said agreement shall also provide that said company shall pave, at their own cost and expense, Thirteenth street, from Walnut to Locust street, and Locust street, from Thirteenth to Broad street with Belgian blocks from the curbs to the car tracks immediately after the laying of their conduits, wires or cables in said street, said paving to be satisfactory to the Department of Public Works. Before exercising any privileges under this ordinance, said company shall pay fifty (50) dollars into the City Treasury for the printing of the same.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Suburban Electric Company to lay conduits and erect poles in the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Suburban Electric Company be, and is hereby authorized to lay conduits and erect poles in the streets and avenues of that part of the City of Philadelphia known as the Twenty-third Ward, under such permits and specifications as may be in accordance with the ordinances of Councils and with the rules and regulations and subject to the approval of the Board of Highway Supervisors: *Provided,* That the said Suburban Electric Company shall furnish at least five arc lights to the City free of charge, as soon as it is prepared to furnish arc lights to its customers, and that they will light, free of cost, all police and fire stations on their lines. Nothing contained herein shall be construed to grant permission to run cars or vehicles by overhead service on any of the streets of the City: *Provided, also,* That the

City shall have the right to use the poles and conduits of said Suburban Electric Company to attach wires thereto for municipal purposes, without cost, and all poles and wires to be erected under the supervision and approval of the Department of Public Safety, and the work herein authorized shall be completed within five years after the passage of this ordinance: *And provided further*, That the sum of fifty dollars shall be paid for the printing of this ordinance.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Supplementary to an ordinance entitled "An Ordinance authorizing The Merchant's Electric Light Company to open streets, and lay and maintain underground conduits and wires for electric lighting." Approved March 27, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to the The Merchant's Electric Light Company of North Front street to lay and maintain underground conduits, cables, and wires for electric lighting, and construct the necessary man-holes and make house connections along the route of said conduits, according to plans to be approved by the Board of Highway Supervisors, in the following streets, viz.: From 2217 Hope street to Susquehanna avenue, Susquehanna avenue to Front street, Front street from Harrison street to Lehigh avenue, and Kensington avenue from Front and York streets to Allegheny avenue, under the following conditions: That said Merchant's Electric Light Company, of North Front street, shall comply with the provisions of the ordinance regulating the laying and construction of underground wires, electrical conductors, conduits, cables, and tubes in the City of Philadelphia, approved August 5, 1886, and its supplements; also, with such rules and regulations as may be adopted from time to time by the Board of Highway Supervisors for the laying

and maintaining of underground wires, cables, and conduits. Before this ordinance shall become effective or said Company shall begin any work thereunder they shall enter into an agreement, to be approved by the City Solicitor and filed in the Law Department, to furnish to the City of Philadelphia free of cost five (5) additional arc lights, which shall be kept lighted every night from sundown until sunrise, said lights to be satisfactory to the Department of Public Works (Electrical Bureau) and to be located by said Department and Bureau when said conduits are laid; and if at any time said Company shall manufacture and install incandescent lights, they shall light free of cost to the City, all schools, station and fire engine houses along the route of said conduit through which such incandescent service is introduced, which shall be satisfactory to the Department of Public Safety (Electrical Bureau). Any violation of this ordinance shall be construed to render the privileges hereby and hereunder granted null and void and of no effect, and privileges hereby granted shall be exercised within five years from the passage of this ordinance. This ordinance shall be revocable at any time by the passage of an ordinance to that effect. The said Company shall, before exercising any privileges hereunder, pay into the City Treasury the sum of fifty (50) dollars to pay for the printing of this ordinance, and shall file an agreement with the City Solicitor accepting the provisions of this ordinance, as well as all ordinances now in force, or which may hereafter be passed, relating to the laying of conduits, cables, wires, manholes and to the lighting to be furnished to the City and the payment of license charges.

SECT. 2. That the ordinance to which this is a supplement be, and is hereby amended both in the body of the ordinance and the title thereof by inserting after the words "Electric Light Company" the words "of North Front Street," so that the ordinance and title as amended will read, "Merchant's Electric Light Company, of North Front Street." All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To establish the grades of Nice street, from Barr street to the Philadelphia and Reading Railroad.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to establish the grades of Nice street, from Barr street to the Philadelphia and Reading Railroad, in the Thirty-third Ward.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the grades of School House lane or Rhawn street, in the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the grades of School House lane or Rhawn street, from "E" street to Pine road, in the Twenty-third Ward.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER.

Mayor of Philadelphia.

AN ORDINANCE

To reduce the width of Greenough street, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to so revise the lines of Greenough street, from Mansion avenue to Hamilton street,

in the Twenty-first Ward, as to reduce the width thereof to thirty feet, the reduction to be made by taking ten (10) feet in width from each side. *Provided*, That the parties in interest shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER.

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades in parts of the Twenty-third and Twenty-fifth Wards.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise parts of the City Plans of the Twenty-third and Twenty-fifth Wards, in such manner as to strike therefrom Wheatsheaf lane, from Coral street to Amber street; to revise the north line of Sepviva street, so as to widen said street to sixty feet, from Wheatsheaf lane to Butler street; to widen Butler street to the width of eighty feet, from Sepviva street to Frankford avenue, and to revise the grades to provide for a bridge over Butler street, on the line of the Philadelphia and Trenton Railroad, reserving to the City the right to build and maintain a public sewer on the line of said Wheatsheaf lane whenever it shall be authorized and directed by ordinance: *Provided*, That the Pennsylvania Railroad Company, or its leased lines, shall first dedicate such of its or their land as may be required for the purposes of this ordinance, and agree to build a bridge on the line of the Philadelphia and Trenton Railroad, over Butler street.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

To direct the City Solicitor to withdraw exceptions to the award of the jury in the matter of the taking of Manayunk bridge.

Resolved, By the Select and Common Councils of the City of Philadelphia, That the City Solicitor be authorized and directed to withdraw the exceptions filed by the City to the award of the jury in the matter of the taking of the Manayunk bridge at Green lane, Twenty-first Ward.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the repaving with improved pavement of certain streets, and the construction of sewers, and the laying and relaying of gas and water pipe, in any of the said streets where the same may be necessary.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Director of the Department of Public Works be, and he is hereby authorized to notify the passenger railway companies having tracks upon the streets hereinafter named, to repave the same in accordance with the provisions of Section 4, of an ordinance entitled "An Ordinance to regulate passenger railways," approved July 7, 1857: *Provided,* That said streets are, in his opinion, in such condition of repair that they need repaving, and that if the said passenger railway companies refuse or neglect to begin the repaving within ten days of the date of his notice, the said Director is hereby authorized to enter into contracts with competent pavers to do the work, and upon its completion send the bills for the said work to the City Solicitor for collection, viz.: Spring Garden street, from Broad street to Twenty-fifth street; and Fortieth street, from Parrish street northward to the bridge crossing the Pennsylvania Railroad, with sheet

asphaltum, with broken stone and vulcanite base and binder; Carpenter street, from Thirteenth to Broad street; and South street, west from Broad street, as far as the balance of the appropriation will permit, with Eastern granite blocks, the cost of this work to be charged to Item 13 $\frac{1}{2}$ (Bureau of Highways), as directed in an ordinance entitled "An Ordinance to make an appropriation to certain Items in the annual appropriations to the Department of Public Works, City Treasurer, and Board of Public Education, for the year 1890, approved June 9, 1890."

SECT. 2. That the Director of the Department of Public Works be, and he is hereby authorized and directed to enter into contracts with competent pavers, for the repaving of the following streets with granite, Pennsylvania, or Lambertville blocks, with gravel joints, viz.: Cherry street, from Eleventh street to Broad street; Carpenter street, from Seventh to Ninth street; Decatur street, from Market street to Jayne street; Hanover street, from Belgrade street to Frankford avenue; New Market street, from Callowhill street to Willow street; Master street, from Thirty-second to Thirty-third street; Queen street, from Fourth street to Sixth street; Somerset street, from Frankford avenue to Philadelphia and Trenton Railroad; York avenue, from Willow street to Buttonwood street; also the following streets with sheet asphaltum, with broken stone, and vulcanite base and binder, viz.: Broad street, from Glenwood avenue to Germantown avenue; Fitzwater street, from Twenty-third street to Gray's Ferry road; Federal street, from Twentieth street to Gray's Ferry road; Oxford street, from Eleventh street to Seventh street; Tasker street, from Moyamensing avenue to Fifth street; Thirty-ninth street, from Fairmount avenue to Parrish street; Twenty-fifth street, from Columbia avenue to Oxford street; Tulip street, from Susquehanna avenue to Dauphin street; Parrish street, from Thirty-ninth street to Fortieth street; the cost of said paving to be charged to Item 24 $\frac{1}{2}$, of an ordinance entitled "An Ordinance to make an appropriation to certain Items in the annual appropriations to the Department of Public Works, City Treasurer, and Board of Public Education, for the year 1890," approved June 9, 1890.

SECT. 3. That the condition of the contracts for the foregoing work shall be, that the contractors shall enter into an obligation with the City to keep said streets in good repair for

three years after the work is finished: *Provided*, That the Director of the Department of Public Works shall first advertise for proposals for repaving said streets, and award the contracts to the lowest bidders.

SECT. 4. The Director of the Department of Public Works is hereby authorized to construct sewers, lay or relay gas or water pipe in any of the said streets, wherever the same may be necessary. Said sewers to be built in accordance with the ordinance of May 12, 1886, and February 16, 1869, regulating the construction of sewers, any excess over and above the assessments provided for in ordinance of April 3, 1868, to be charged to Item 29, Section 7, of the ordinance making an appropriation to the Department of Public Works for the year 1890, and the cost of laying and relaying gas pipe shall be charged to Item 7, Section 3; and of the laying or relaying of water pipe, to Item 8, Section 8, of the same ordinance.

SECT. 5. Any deficiencies for work authorized in this ordinance may be charged to any surplus under the proper Items of an ordinance entitled "An Ordinance to authorize the repaving with improved pavement of certain streets, and the construction of sewers and the laying and relaying of gas and water pipe in any of the said streets where the same may be necessary, approved April 2, 1890, and any deficiencies for work authorized in the said ordinance of April 2, 1890, may be charged to any surplus that may occur under this ordinance."

SECT. 6 All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER.

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Pine street, from Sixtieth to Sixty-first street, in the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be hereby authorized and directed to

notify the owners of property over and through which Pine street, from Sixtieth to Sixty-first street, Twenty-seventh Ward, will pass that at the expiration of three months from the date of said notice said street will be required for public use.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said street, upon the filing of said bond, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said street.

. Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Salmon street, from Norris to York street, in the Eighteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to strike from the Plan of the City Salmon street, from Norris to York street, in the Eighteenth Ward.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance approved April 8th, 1890, entitled "An Ordinance to regulate the placing of streets upon the City Plan, the issuing of building and other permits by the Departments and Bureaus of the City."

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance approved April 8th, 1890, entitled "An Ordinance to regulate the

placing of streets upon the City Plan, and the issuing of building and other permits by the Departments and Bureaus of the City," shall be and hereby is amended so that so much thereof as requires that streets shall run in a straight line shall not apply to or be operative within the bounds of the Twenty-first and Twenty-second Wards of said City.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Departments of Public Works, Public Safety, Receiver of Taxes and City Commissioners for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the City Controller be authorized and directed to make the following transfers, viz.: From Item 26 (Bureau of Surveys), for the construction of Clearfield street sewer, four thousand (4,000) dollars; from Item 27 (Bureau of Surveys), for the Aramingo Canal system, three thousand (3,000) dollars; from Item 28 (Bureau of Surveys), for the construction of bridge over Cresheim Creek, three thousand (3,000) dollars, in all ten thousand (10,000) dollars, to Item 29 (Bureau of Surveys), in the construction of branch sewers, inlets and manholes, in the annual appropriation to the Department of Public Works for the year 1890. From Item 18 (Bureau of Police), for the purchase of horses and keep of same for mounted police service, one thousand, five hundred (1,500) dollars, to Item 32 (Bureau of City Property), for general repairs to the police boats, etc., in the annual appropriation to the Department of Public Safety for said year. From Item 2, for salaries (Delinquent Department), three thousand (3,000) dollars, to Item 9 for salaries of extra clerks, in the annual appropriation to the Department of Receiver of Taxes for said year. From Item 8, to pay road jurors, five thousand, two hundred and thirty-six (5,236) dollars and eighty-seven (87) cents, to Item 16, to pay inspectors of the Eastern Penitentiary, eight hundred and twenty-one

(821) dollars and eighty-seven (87) cents; to Item 18, to pay officers of the election, three thousand three hundred and seventy-five (3,375) dollars; to Item 21, to pay assessors, four hundred and forty (440) dollars; to Item 25, to pay rent, of rooms in which elections are held, six hundred (600) dollars. From Item 15, to pay State Hospital for the Insane, South-eastern District of Pennsylvania, six thousand, three hundred and fifty-two (6,352) dollars and twenty-five (25) cents; to Item 18, to pay officers of the elections for the year 1890, six new divisions created by order of Court, three hundred (300) dollars; to Item 21, to pay assessors for the year 1890, six new divisions created by order of the Court, two hundred and sixty-four (264) dollars; to new Item 37, to pay Pennsylvania Industrial Reformatory at Huntingdon, Pa., for the year 1889, fifty-seven hundred and eighty-eight (5,788) dollars and twenty-five (25) cents, in the annual appropriation to the Department of City Commissioners for said year.

Approved the second day of July, A. D. 1890.

EDWIN H. FITLER.

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Bell Telephone Company to extend their poles and wires in Germantown, and repealing so much of the ordinance of June 13, 1882, as may conflict with this ordinance.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to the Bell Telephone Company to place poles and wires from the present terminus of their lines at Cheltenham avenue, in Germantown. On Germantown avenue, from Glenwood avenue to Wistar street; also on said Germantown avenue, from Walnut to Chestnut Hill avenue, thence to Bethlehem pike; on Bethlehem pike to County line; on County line to Wissahickon pike; on Penn street, from Germantown avenue to Chew street; on School lane, from Germantown avenue to Philadelphia and Reading Railroad; on Cheltenham avenue, from Germantown avenue to Wissahickon

avenue; on Ashmead street, from Germantown avenue to Philadelphia and Reading Railroad; on Wayne street, from School lane to Nicetown lane; on Manheim street, from Germantown avenue to Wissahickon avenue; on Johnson street, from Germantown avenue to Wissahickon avenue; on Upsal street, from Germantown avenue to Green street; on Carpenter street, from Germantown avenue to Wissahickon avenue; on Green street, from Carpenter street to Manheim street; on Gorgas street, from Germantown avenue to Chew street; on Chew street to Wistar street; on Herman street, from Germantown avenue to Morton street; on Washington lane, from Germantown avenue to Wayne street; on Wayne street to School lane; on Westview street, from Green street to Wissahickon avenue; on that portion of Germantown avenue between Wistar street and Walnut lane, and on Wistar street to Germantown avenue; the said company shall have authority to place such wires and fixtures as may be approved by the Department of Public Safety (Electrical Bureau). The work of erecting the poles and wires shall be under the direction and supervision of the Department of Public Safety (Electrical Bureau), and shall be fully completed within two years after the passage of this ordinance.

The said company shall furnish free telephonic service to all buildings occupied by the City for police, fire, or school purposes as may be ordered from time to time by the Department of Public Safety (Electrical Bureau). The City shall have and reserves to itself the right to place wires and fixtures for municipal purposes on any of the poles herein authorized without any cost to the City.

SECT. 2. That the said Bell Telephone Company shall enter into an agreement with the City of Philadelphia which shall be accompanied by a bond, the latter to be in the sum of five thousand dollars, and to be entered of record and satisfactory to the City Solicitor conditioned on compliance with the provisions of this ordinance, and all ordinances now in force, or to be hereafter enacted, regulating the construction, maintenance, and license charges of telegraph or telephone poles, wires, and fixtures, and that they will, within six months after the passage of an ordinance to that effect, remove the poles or wires herein before authorized, and will, before exercising any of the privileges under this ordinance, obtain from the Department of Public Safety (Electrical Bureau) a permit

to erect the poles and wires, and pay fifty dollars into the City Treasury for the printing of this ordinance. So much of the ordinance of June 13, 1882, relative to telegraph poles and wires as may conflict with this ordinance be, and the same is hereby repealed. Failure to comply with the provisions and terms of this ordinance shall, in addition to the forfeiture of the bond named herein, deprive said company of all the privileges granted hereby and hereunder, and the Department of Public Safety shall thereupon remove said poles and wires and fixtures of the said Bell Telephone Company at the latter's expense and cost.

Approved the third day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Montgomery avenue, between the east side of Bodine street and the west side of Second street, in the Nineteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, that the Department of Public Works be, and is hereby authorized to strike from the City Plan Montgomery avenue, between the east side of Bodine street, and the west side of Second street, in the Nineteenth Ward.

Approved the ninth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Mayor to enter security for the opening of Thirty-first, Thirty-second, Thirty-third, and Thirty-fourth streets; Union, Highland, Evergreen, and Southampton avenues.

WHEREAS, In and by a certain ordinance of the Select and Common Councils of the City of Philadelphia, approved July

3, A. D. 1889, the Director of the Department of Public Works was authorized and directed to notify the owners of property over and through which the following streets will pass, that at the expiration of three months from the said notice, said streets would be opened for public use, viz.: Union avenue, from Thirtieth to Thirty-fourth street; Highland avenue, from Thirtieth to Thirty-first street; Evergreen avenue, from Thirtieth to Thirty-first street; Southampton avenue, from Thirty-first to Thirty-fourth street; Thirty-first street, from Southampton avenue to Rex street; Thirty-second street, from Southampton avenue to Union avenue; Thirty-third street, from Southampton avenue to Union avenue; Thirty-fourth street, from Southampton avenue to Union avenue, in the Twenty-second Ward: AND WHEREAS, A satisfactory bond of indemnity has been filed with the City Solicitor therefore.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Mayor be, and is hereby authorized and requested to enter security on behalf of the City of Philadelphia for the payment of any damages which may be awarded by reason of the opening of the above named streets, so that the said streets may be immediately opened.

Approved the ninth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Union Passenger Railway Company to extend its tracks on Point Breeze avenue or Long Lane, and on Wharton street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in accordance with a further supplement to an act to incorporate the Union Passenger Railway Company of Philadelphia, approved November 22, 1873, said company is hereby authorized to extend its tracks on Point Breeze avenue or Long Lane, north to Twentieth street; and on Wharton street, from Point Breeze avenue to

Twenty-second street, and to lay such curves and switches as may be necessary. The Department of Public Works is hereby authorized and instructed to grant the necessary permits to said company, and furnish the lines and stakes for said construction. Before exercising any privileges under this ordinance, the said Union Passenger Railway Company shall pay the sum of fifty (50) dollars into the City Treasury for the printing hereof.

Approved the fifteenth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Frankford and Southwark Philadelphia City Passenger Railway Company to lay its tracks on Front and Butler streets, Tioga street and Glenwood avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Frankford and Southwark Philadelphia City Passenger Railway Company, is hereby authorized to lay a double track railway on Front street, from Lehigh avenue to Butler street; on Butler street, from Front to Sixth street; on Tioga street, from Front street to Glenwood avenue; on Glenwood avenue, from Tioga street to Sixth street, with the right to put in all connections, frogs, switches, curves, turn outs; and sidings as may be necessary. The plans for the work hereby authorized shall be first approved by the Department of Public Works, and upon such approval the said Department is hereby authorized to grant all necessary permits, and furnish lines and stakes to the company for said construction. This ordinance shall not take effect until fifty dollars is first paid to the City Treasurer for the printing of the same.

Approved the sixteenth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Green street and Knorr street upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan, Green street, from Roberts avenue to Knorr street, and Knorr street, from Germantown avenue to Green street, in the Twenty-second Ward, each of the width of forty feet: *Provided*, That the owners of the ground within the lines of said streets shall first dedicate the same as public highways, or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting, or agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

SECT. 2. That so much of an ordinance entitled "An Ordinance to regulate the placing of streets upon the City Plan, and the issuing of building and other permits by the Departments and Bureaus of the City," approved the eighth day of April, A. D. 1890, as is inconsistent herewith, be and the same is hereby repealed.

Approved the eighteenth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To establish street lines and grades to make a topographical survey of a part of the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to make a topographical survey and thereafter to establish street lines and grades in that part of Twenty-seventh Ward bounded by Elmwood and Laycock avenue and Seventy-first and Seventy-fourth streets.

Approved the eighteenth day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction by the Philadelphia Warehousing and Cold Storage Company a siding on Front street, above Noble, and across Beach street and Delaware avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Philadelphia Warehousing and Cold Storage Company to construct a siding from the tracks of the North Pennsylvania Railroad Company on Front street (north of Noble street), running into the property of the Philadelphia Warehousing and Cold Storage Company, to the west side of Beach street, thence crossing Beach street into other property of the Philadelphia Warehousing and Cold Storage Company, and thence crossing Delaware avenue, in order to connect their Cold Storage Warehouses on the west side of Delaware avenue and west side of Beach street and their wharf with the tracks of the aforesaid company. The said siding shall be built under the supervision of and operated by the Philadelphia and Reading Railroad Company. The siding to be constructed under the supervision and to the satisfaction of the Department of Public Works upon plans approved by the Board of Highway Supervisors, and to be removed at any time upon the passage of an ordinance to that effect. Conditional that the said Philadelphia Warehousing and Cold Storage Company will, in case of the removal of the said siding or its abandonment, put the said Front and Beach streets and Delaware avenue in as good condition as they were before the laying of the said siding, and they shall before exercising any privileges under this ordinance first pay fifty (50) dollars into the City Treasury for the printing of the same, and that the privileges hereby granted shall be repealed at any time by the passage of an ordinance to that effect.

Approved the third day of July, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Germantown Passenger Railway Company to extend its double tracks on Germantown avenue and on Germantown and Perkiomen turnpike to Wissahickon avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to the Germantown Passenger Railway Company to extend its railway from its present terminus on Germantown avenue, north of Church street, in the Twenty-second Ward, by double tracks on said Germantown avenue and the continuation thereof known as the Germantown and Perkiomen turnpike, to Wissahickon avenue, with the right to put in such connections, loops, curves, turnouts and sidings as may be proper; and the Department of Public Works is hereby authorized and instructed to grant all necessary permits and furnish the lines and stakes to said company for said construction: *Provided*, That said company will agree to pave with Belgian blocks, between all the tracks authorized by this ordinance, and place not less than two rows of Belgian blocks on the sides of the outer tracks and replace any macadam which may be removed or disturbed by reason of granting this privilege. The work to be done under the supervision of the Department of Public Works. Before exercising any privileges under this ordinance the said Germantown Passenger Railway Company shall execute an agreement in writing, and file the same with the Law Department, to the effect that said company will comply with all ordinances relating to the occupancy of streets by passenger railway companies. Before exercising any privileges under this ordinance said company shall pay fifty (50) dollars into the City Treasury for printing the same.

Approved the ninth day of September, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Hutton street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following street will pass that, at the expiration of three months from the date of said notice, said street will be required for public use, viz.: Hutton street, from Ogden to Parrish street: *Provided*, The owners of property in the vicinity of said Hutton street first file with the City Solicitor a satisfactory agreement or bond indemnifying the City against all damages by reason of the opening of said street.

SECT. 2. Upon the filing of the agreement or bond provided for in Section 1 hereof, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of opening said Hutton street; and upon the filing of said bond, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said street.

Approved the eleventh day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Twenty-fifth street and Lyon avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be

required for public use, viz. : Twenty-fifth street, from Berks to Norris street ; Lyon avenue, from Eighty-fourth street to Island road.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets ; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the twentieth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Reese, Fairhill, Winton, Cantrell, Fifth, Tree, Daly, Fifteenth, Manor, Adams, Lauriston, Nash, Bullwerck, Mill, Little Wayne, Carpenter, Harrison, Bloyd, Wakeling, Haworth, Hutton (or Forty-two-and-three-quarters), Rockland, Wishart, Jasper, Fernon, Mountain, Hanson, Westmoreland, Oakland, Tucker, Twenty-second, Lawrence, Ontario, Rosehill, Goodman, Eleventh and Ella streets, Manayunk, Willow Grove, Mantua and Park avenues, and to relay with larger pipe Milton, Carlton, Pearl and Meredith streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay water-pipe in Reese street, from Argyle to Ritner street ; Fairhill street, from Argyle to Wolf street ; Winton street, from Second to Fourth street ; Cantrell street, from Second to Fourth street ; Fifth street, from Wolf to Ritner street ; Tree street, from Tenth to Eleventh street ; Daly street, from Tenth to Eleventh street ; Fifteenth street, from Pearl to Carlton street ; Manor street, from Adams

street two hundred and fifty-two (252) feet southeast; Adams street, from Cedar street to Shur's lane; Lauriston street, from Righter to Vicaris street; Manayunk avenue, from Ridge avenue to Kalos street; Nash street (late Cedar lane), from High street to Walnut lane; Bullwerck street, from High street to Walnut lane; Mill street, from Chew to Bloyd street; Little Wayne street, from Lehman street to dead end; Carpenter street, from Sherman street to Wissahickon avenue; Harrison street, from Manheim to Seymour street; Bloyd street, from Woodbine to Locust avenue; Willow Grove avenue, from Germantown avenue to Reading Railroad; Wakeling street, from Frankford avenue to Willow street; Haworth street, from Frankford avenue to Willow street; Hutton (or Forty-two-and-three-quarters) street, from Parrish to Ogden street; Rockland street, from Thirty-ninth street to Lancaster avenue; Mantua avenue, from Thirty-third to Thirty-fourth street; Mantua avenue, from Orion to Thirty-fifth street; Wishart street, from Emerald to Jasper street; Jasper street, from Alleghany avenue to Wishart street; Fernon street, from Twenty-first to Twenty-second street; Mountain street, from Twenty-first to Twenty-second street; Hanson street, from Forty-ninth street to Greenway avenue; Westmoreland street, from Broad to Sixteenth street; Oakland street, from Fifteenth to Sixteenth street; Tucker street, from Fifteenth to Sixteenth street; Twenty-second street, from York to Huntingdon street; Park avenue, from Somerset to Cambria street; Lawrence street, from Venango street to Sedgley avenue; Ontario street, from Second to Third street; Rosehill street, from Ontario to Tioga street; Goodman street, from Green to Eleventh street; Eleventh street, from Goodman to Ontario street; Ella street, from Ontario to Tioga street; Ontario street, from Kip to Rosehill street; and to relay with larger pipe Milton street, from Tenth to Twelfth street; Carlton street, from Fifteenth to Sixteenth street; Pearl street, from Fifteenth to Sixteenth street; Meredith street, from Twenty-fourth to Twenty-fifth street.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading and paving of the market plots on Spring Garden street, between Marshall and Twelfth streets, and for repaving the intersections.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be hereby authorized to enter into contracts for grading and paving with granite, Pennsylvania or Lambertville blocks and gravel joints the market plots on Spring Garden street, between Marshall and Twelfth streets, and also for repaving with granite, Pennsylvania or Lambertville blocks and gravel joints, the intersections not now so paved on said Spring Garden street, between the points named, cost to the City for said work not to exceed four thousand (4000) dollars; one thousand (1000) dollars to be taken from Item 6, grading, and three thousand (3000) dollars from Item 2, paving intersections, in the annual appropriation to the Department of Public Works (Bureau of Highways) for the year 1890. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, The Department of Public Works first advertise for proposals for said work and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Eighteenth, Greenough and Linden streets and Erie avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Depart-

ment of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Eighteenth street, from York to Cumberland street, at a cost not to exceed four hundred and fifty (450) dollars; Greenough street, from Linden to Woodstreet, and Linden street, from Greenough to Bolton street, at a cost not to exceed six hundred and fifty (650) dollars; Erie avenue, from Germantown avenue to Old York road, at a cost not to exceed one thousand (1000) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of a brick or stone drain across Mermaid avenue, Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*. That the Director of the Department of Public Works be authorized and directed to enter into a contract for the construction of a brick or stone drain across Mermaid and Germantown avenues, at a cost not to exceed twelve hundred (1200) dollars, the amount to be taken from Item 6, for grading, in the annual appropriation to the Department of Public Works, Bureau of Highways.

Approved the Twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Hare, Twenty-fourth, Harold, Thompson, Conestoga and Centre streets and Manayunk avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Hare street, from Twenty-sixth to Taney street, at a cost not to exceed two hundred (200) dollars; Twenty-fourth street, from Harold street to Lehigh avenue, at a cost not to exceed four hundred and fifty (450) dollars; Harold street, from Twenty-third to Twenty-fifth street, at a cost not to exceed seven hundred (700) dollars; Thompson street, from Fifty-fourth to Fifty-fifth street, at a cost not to exceed four hundred and seventy-five (475) dollars; Conestoga street, from Paschall street to a point three hundred and forty feet north of said street, at a cost not to exceed two hundred and seventy-five (275) dollars; Centre street, from Webster street to the top of steps on Centre street, at a cost not to exceed two hundred (200) dollars; Manayunk avenue, from Gates to Fountain street, at a cost not to exceed nine hundred (900) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Ann street and Elmwood avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and

directed to grade Ann street, from Frankford avenue to the Philadelphia and Trenton Railroad, to the established grade of the City, at a cost not to exceed two hundred (200) dollars; also Elmwood avenue, from a point two hundred and twenty-five feet northeast of Sixtieth street to Sixty-third street to the proposed grade, at a cost not to exceed two thousand two hundred (2200) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of McKean, Mill, Forty-eighth and Saybrook streets, Willow, Greenway and Paschall avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of McKean street, from Front to East Second street, with granite, Pennsylvania or Lambertville blocks and gravel joints, cost to the City not to exceed one hundred and twenty-five (125) dollars; Mill street, from Bellefield avenue to Cedar lane, with vitrified paving bricks, cost to the City not to exceed five hundred (500) dollars; Willow avenue, from Cheltenham avenue to Price street, with vitrified paving bricks, without water-pipe being first laid, and for doing the necessary grading, cost for paving and grading not to exceed one thousand two hundred (1200) dollars, the amount to be taken from Item 2, Bureau of Highways; Forty-eighth street, from Chester avenue to Kingsessing avenue, with new Cumberland, West Virginia, vitrified paving bricks, cost to the City not to exceed five hundred and fifty (550) dollars; the following

streets with new Cumberland, West Virginia, vitrified paving bricks and pitch cemented joints, viz. : Saybrook street, from Hanson to Fiftieth street, cost to the City not to exceed one thousand (1000) dollars ; Greenway avenue, from Forty-eighth to Forty-ninth street, cost to the City not to exceed eight hundred and twenty-five (825) dollars ; Paschall avenue, from Forty-ninth to Fiftieth street, cost to the City not to exceed seven hundred and fifty dollars (750) dollars ; the conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished : *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved this twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of a retaining wall at Green lane and Webster street, Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized to complete the retaining wall at Green lane and Webster street, in the Twenty-first Ward, at a cost not to exceed one thousand two hundred (1200) dollars, to be taken out of Item 6, for grading, in the annual appropriation to the Department of Public Works, Bureau of Highways.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Emily, Wolf, Reece, Thirty-fifth, Thirty-first, Thirty-second, Thirty-third, Oxford, Clifford, Hollingsworth, Giles and Natrona streets, Moredun and Elmwood avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Emily street, from Front to East Second street, at a cost not to exceed two hundred (200) dollars; Wolf street, from Fifth to Sixth street, and Reece street, from Wolf to Ritner street, at a cost not to exceed six hundred (600) dollars; Thirty-fifth street, from Queen to New Queen street, at a cost not to exceed two hundred (200) dollars; Thirty-first street, from Columbia avenue to Montgomery avenue; Thirty-second street, from Oxford street to Montgomery avenue; Thirty-third street, from Oxford street to Columbia avenue; Oxford street, from Thirty-second to Thirty-third street; Clifford (or Maud) street, from Thirty-first to Thirty-third; Hollingsworth street, from Thirty-first to Natrona street; Giles street, from Thirty-second to Natrona street; and Natrona street, from Oxford to Montgomery street, at a cost not to exceed three thousand (3000) dollars; Moredun avenue, from Pine road to the County Line, at a cost not to exceed eleven hundred (1100) dollars; Elmwood avenue, from Sixty-third to Sixty-seventh street, at a cost not to exceed two thousand five hundred (2500) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend ordinance to authorize the grading of American, Sixty-third and Fifty-seventh streets, Lindley, Ashland and Hoffman avenues, approved February 13, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the grading of American, Sixty-third and Fifty-seventh streets, Lindley, Ashland and Hoffman avenues," approved February 13, 1890, be altered and amended by striking out the words and figures "two thousand (2000) dollars," relative to grading Sixty-third street, and inserting the words and figures "three thousand one hundred (3100) dollars," so that the ordinance shall read "Sixty-third street, from Woodland avenue to Glenmore avenue, and to construct a drain across said Sixty-third street at Paschall street, at a cost for grading and drain not to exceed three thousand one hundred (3100) dollars, the said amount to be taken out of Item 6 in the annual appropriation to the Department of Public Works, Bureau of Highways."

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Carlisle, Harland, Alder, Eighteenth and Eyre streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Carlisle street, from Rush to Clearfield street, cost to the City not to exceed one hundred (100) dollars; Harland street, from Eighteenth to Nineteenth street, with New Cumberland, West Virginia, vitrified paving

bricks and pitch cemented joints, cost to the City not to exceed one hundred (100) dollars. The following streets with granite, Pennsylvania or Lambertville blocks with gravel joints, viz.: Alder street, from Norris to Diamond street, cost to the City not to exceed one hundred (100) dollars; Eighteenth street, from York to Cumberland street, cost to the City not to exceed one hundred and seventy-five (175) dollars; Eyre street, from Thompson to Belgrade street, cost to the City not to exceed one hundred (100) dollars. The condition of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Fifth, Sixth, Ruscomb and Front streets and Cedar lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Fifth street, from the north side of Fisher's lane to the south side of Lindley avenue; Sixth street, from the north side of Ruscomb street to the south side of Lindley avenue; and Ruscomb street, from the west side of Fourth street to the east side of Marshall street, and to construct the

necessary drains therefor, and to build a bridge across said Fifth street, on the line of proposed Ashdale street, at a cost, to the City for said grading, drains and bridge not to exceed five thousand five hundred (5500) dollars, to be taken from Item 6, for grading, in the annual appropriation to the Department of Public Works, Bureau of Highways; Cedar lane, from Locust avenue to Cheltenham avenue, at a cost not to exceed three hundred (300) dollars; Front street, from McKean to Emily street, at a cost not to exceed two hundred (200) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the regrading, repaving and resetting of curb of Palethorp street, from Somerset to Cambria street, in the Thirty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be hereby authorized and directed to enter into a contract for regrading, repaving and resetting curb of Palethorp street, between Somerset and Cambria streets, in the Thirty-third Ward, at a cost not to exceed two hundred and fifty (250) dollars, the amount to be taken from Item 6, for grading, in the annual appropriation to the Department of Public Works, Bureau of Highways.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Thirty-first, Natrona, Hollingsworth, Thirty-second, Giles, East Second, Third and Rosehill streets, and intersections of Seventeenth street with Erie and Pulaski avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into contracts with a competent paver or pavers for the paving of the following streets with sheet asphaltum, viz.: Thirty-first street, from Columbia avenue to Maud (or Clifford) street, cost to the City not to exceed nine hundred (900) dollars; Natrona street, from Giles to Maud (or Clifford) street, cost to the City not to exceed six hundred and fifty (650) dollars; Hollingsworth street, from Thirty-first to Natrona street, without gas- or water-pipe being first laid, cost to the City not to exceed six hundred and fifty (650) dollars; Thirty-second street, from Giles to Maud (or Clifford) street, cost to the City not to exceed two thousand (2000) dollars; Giles street, from Thirty-second to Natrona street, without gas- or water-pipe being first laid, cost to the City not to exceed eight hundred and fifty (850) dollars. The following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: East Second street, from McKean street to Snyder avenue, cost to the City not to exceed four hundred and fifty (450) dollars; Third street, from Indiana to Gurney street, cost to the City not to exceed three hundred and fifty (350) dollars; intersections of Seventeenth street with Erie and Pulaski avenues, cost to the City not to exceed four hundred and fifty (450) dollars; Rosehill street, from Cambria to Indiana street, with vitrified paving bricks, cost to the City not to exceed two hundred (200) dollars. The conditions of which contracts shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep the said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest

bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Sterner, Ann, Twenty-fifth, Sober, Twenty-eighth, Twenty-second, Dauphin, York, Green, Centre and Atlantic streets, Park, Montgomery and Alleghany avenues and School lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into contracts with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: Sterner street, from Front to Fillmore street, cost to the City not to exceed one hundred and ten (110) dollars; Ann street, from Frankford avenue to Amber street, cost to the City not to exceed five hundred (500) dollars; Twenty-fifth street, from Christian to Carpenter street, cost to the City not to exceed four hundred and fifty (450) dollars; Sober street, from one hundred and fifty feet north of Tasker street to Dickinson street, cost to the City not to exceed sixty (60) dollars; Twenty-eighth street, from Diamond street to Sedgley avenue, cost to the City not to exceed thirty (30) dollars; Twenty-second street, from York to Cumberland street, cost to the City not to exceed twelve hundred (1200) dollars; Dauphin street, from Eighteenth to Nineteenth street, cost to the City not to exceed six hundred (600) dollars; York street, from Thirteenth to Broad street, cost to the City not to exceed eight hundred and fifty (850) dollars; Park avenue, from York street northward to the present pavement, cost to the City not to exceed three hundred and fifty (350) dollars; Montgomery avenue, from Twenty-seventh to Twenty-eighth street, cost to the City not to exceed four hundred (400) dollars. The following streets

with vitrified paving bricks, viz. : School lane, from Green to Wayne street, cost to the City not to exceed nine hundred (900) dollars ; Green street, from Washington to Johnson street, without a sewer being first constructed in said street, cost to the City not to exceed one thousand four hundred (1400) dollars. The following streets with new Cumberland, West Virginia, vitrified paving bricks and pitch cemented joints, viz. : Centre street, from Webster street to the top of the steps on said Centre street, without a sewer being first constructed in said street, cost to the City not to exceed four hundred (400) dollars ; Atlantic street, from Seventeenth to Eighteenth street, cost to the City not to exceed one hundred (100) dollars. The following street with sheet asphaltum, with broken stone vulcanite base and binder, viz. : Alleghany avenue, from Seventeenth street to the Germantown Branch of the Philadelphia and Reading Railroad, cost to the City not to exceed one thousand and fifty (1050) dollars ; the conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished : *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets, and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of the unpaved portion of Berks street, from Howard to Front street, and for repaving that portion now paved.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and

directed to enter into a contract with a competent paver or pavers for the paving with granite, Pennsylvania or Lambertville blocks and gravel joints, of the unpaved portion of Berks street, from Front to Howard street, to the curb lines as now set out, and also for repaving with said blocks that portion now paved with cobble stones, the cost for said paving and repaving not to exceed one thousand (1000) dollars, the amount to be taken from Item 2, in the annual appropriation to the Department of Public Works, Bureau of Highways: *Provided*, That the cost of said repaving in front of private property shall be assessed against said property should it be found by the Director of the Department of Public Works that said property owners have never paid for the present cobble stone pavement, and liens therefor shall be filed in the name of the City to the end that said cost may be collected for the use of the City. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, said street shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said street and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Park avenue and Gurney street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through

which the following streets will pass that at the expiration of three months from the date of said notice said streets will be required for public use, viz. : Park avenue, from Somerset to Cambria street, Twenty-eighth Ward. and Gurney street, from Third to Fourth street, Thirty-third Ward.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To prohibit the sale of adulterated or impure milk in the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That whoever, by himself or by his servant or agent, or as the servant or agent of any person, sells, exchanges or delivers, or has in his custody or possession with intent to sell or exchange, or exposes or offers for sale as pure milk, any milk from which the cream or any part thereof has been removed, or which has been watered, adulterated or changed in any respect by the addition of water or other substance, shall be liable to the penalties hereinafter provided in this ordinance.

SECT. 2. No dealer in milk and no servant or agent of such a dealer shall sell, exchange or deliver, or have in his custody or possession with intent to sell, exchange or deliver, milk from which the cream or any part thereof has been removed, unless in a conspicuous place above the centre, upon the outside of every vessel, can or package from or in which such milk is sold, the words "Skimmed Milk" are distinctly

marked in uncondensed gothic letters not less than one inch in length. Whoever violates the provisions of this section shall be liable to the penalties hereinafter provided in this ordinance.

SECT. 3. No person shall sell, exchange or deliver, or have in his custody or possession with intent to sell, exchange or deliver, skimmed milk containing less than eight and fifty hundredths (8.50) per cent. of the milk solids exclusive of butter fat. Whoever violates the provisions of this section shall be liable to the penalties hereinafter provided in this ordinance.

SECT. 4. That every person who shall sell, or who shall offer for sale, or who shall transport or carry for the purpose of sale, or who shall have in possession with intent to sell or offer for sale any impure, adulterated or unwholesome milk, and every person who shall adulterate milk, or who shall keep cows for the production of milk in a crowded or unhealthy condition, or feed the same on food that produces impure, diseased or unwholesome milk, or shall feed cows on distillery waste usually called "swill," or upon any substance in the state of putrefaction or rottenness, or upon any substance of an unwholesome nature, shall be liable to the penalties provided in this ordinance.

SECT. 5. That the addition of water or any other substance or thing is hereby declared an adulteration, and milk that is obtained from animals that are fed on distillery waste usually called "swill," or upon any substance in a state of putrefaction or rottenness, or upon any substance of an unwholesome nature, or milk that has been exposed to or contaminated by the emanations, discharges or exhalations from persons sick with any contagious disease by which the health or life of any person may be endangered, or milk from tubercular cows, is hereby declared to be impure and unwholesome.

SECT. 6. That in all prosecutions under this ordinance, if the milk shall be shown upon analysis by the chemist to the Board of Health, or by any chemist or chemists appointed or designated by the Director of the Department of Public Safety, to contain more than eighty-eight per cent. of water fluids, or to contain less than twelve per cent. of milk solids, or to contain less than eight and fifty hundredths (8.50) per cent. of milk solids exclusive of butter fat, such milk shall be deemed for the purpose of this ordinance to be adulterated.

SECT. 7. That any person who shall violate any of the provisions of this ordinance shall be liable to a penalty of fifty dollars for the first offence and one hundred dollars for a second offence or subsequent offence, to be sued for in the corporate name of the City of Philadelphia, and recovered in the same manner and by the same proceedings and process as the law provides for the recovery of debts of the like amount and all such penalties.

SECT. 8. That the Director of the Department of Public Safety shall appoint an Inspector of Milk, together with such assistants, analysts, clerks and collectors of samples as may be considered necessary to enforce the provisions of this ordinance by the Board of Health through the Director of the Department of Public Safety, at such compensation as may be approved by the City Councils; said inspector or assistant, having reason to believe the provisions of this ordinance are being violated, shall have power to open any can, vessel or package containing milk, whether sealed, locked or otherwise, or whether in transit or otherwise; and if upon inspection he shall find such can, vessel or package to contain any milk which has been adulterated, or from which the cream or any part thereof has been removed, or which is sold, offered or exposed for sale, or held in possession with intent to sell or offer for sale in violation of any section of this ordinance, said inspector is empowered and directed to take a sample of the same for analysis and put into a can, vessel or package, to be sealed in the presence of one or more witnesses and sent to the chemist of the Board of Health, or any chemist or chemists appointed or designated by the Director of the Department of Public Safety; and also to condemn the same and pour the contents of such can, vessel or package upon the ground or return the same to the consignor, and if upon analysis such milk shall prove to be adulterated, shall direct said suit to be brought against the person or party so violating the law: *Provided, however,* that if upon analysis it is proved that the condemned milk is unadulterated, the City shall be liable for the value of the article destroyed. *Provided also,* That in each and every case where an inspector shall deem it necessary to condemn the milk belonging to any dealer, servant or agent, he shall at the time of taking and sealing his sample, in the same manner and form, seal a sample of an equal quantity of the milk condemned and deliver it to the dealer, servant or agent, with a written notice certifying that he has condemned so many

gallons of milk and taken samples of the same for examination and proof, one of which samples he has returned sealed to the dealer, servant or agent with this notice of condemnation.

SECT. 9. That it shall be the duty of the inspector to keep a complete record of his proceedings as inspector, giving a full account of all inspections of milk made by himself or his deputies or others for the said Board of Health, including the names of each person, producer, firm or corporation owning or claiming to own the milk so inspected, together with their farms, places of business or residence, or the railroad station used for shipment or delivery thereof, and the results of the analysis in each case, which record shall be the property of the Board of Health under the Director of the Department of Public Safety. And the Board of Health shall furnish for publication monthly to the city newspapers willing to publish the same a full list or bulletin of all producers and dealers from whose milk samples shall have been taken during the previous calendar month, with the results of the analysis in each case attached, with such notes as shall indicate so far as possible to what extent the samples may appear to be adulterated or otherwise altered or deficient within the meaning of this ordinance.

SECT. 10. No person shall be liable to the penalties under this ordinance if he shows to the satisfaction of the magistrate or court before whom he is charged with any violation thereof that he could not have ascertained that the milk was altered, adulterated, impure or unwholesome.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of William R. Dougherty for the construction and erection of the Administration Building of the New County Prison.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of William R. Dougherty for the construction and erection of the Administration

Building of the New County Prison be, and the same is hereby approved, and that the City Trust, Safe Deposit and Surety Company be, and it is hereby approved as surety of the said William R. Dougherty for the faithful performance of the said contract.

Approved the twenty-third day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Relative to the removal of passenger railway tracks from North Broad street, and the grading and repaving with sheet asphalt of the said street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That His Honor the Mayor be, and he is hereby requested, and the City Solicitor and the Director of the Department of Public Works be, and they are hereby instructed to take all necessary steps, by legal or amicable proceedings, for the immediate removal of the passenger railway tracks and sidings from Broad street, north from Indiana avenue, so that the said street may be repaved with an improved pavement.

SECT. 2. That the Director of the Department of Public Works be, and he is hereby authorized and directed to stop the running of any car or cars upon the railway tracks now laid upon Broad street, north from Glenwood avenue, until the said street is repaved in accordance with the notice to do such work served by him upon the passenger railway company owning the said tracks and running cars over the same, as required by the ordinance of July 7, 1857, and the various supplements thereto.

SECT. 3. That the Director of the Department of Public Works be, and he is hereby authorized and directed to grade Broad street, from Glenwood avenue to Clearfield street, to the established grade of the City, and if necessary to reset the curb

within those limits, at a cost not exceeding three thousand (3000) dollars, advertising for this work and awarding the contract to the lowest bidder.

SECT. 4. That the Director of the Department of Public Works be, and he is hereby authorized and directed to proceed, under the contracts heretofore awarded, with the repaving of Broad street, north from Glenwood avenue, with sheet asphalt, with broken stone vulcanite base and binder, and to charge the cost thereof to the appropriations heretofore made for this work, sending the bills to the City Solicitor for collection from the passenger railway company occupying the said street.

SECT. 5. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-fifth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

JOINT RESOLUTION

Extending the time of the Rapid Transit Commission, appointed under the authority of an ordinance approved April 8, 1890.

Resolved, by the Select and Common Councils of the City of Philadelphia, That the time of the expiration of the Rapid Transit Commission, appointed under the authority of an ordinance approved April 8, 1890, entitled "An Ordinance to appoint a commission to consider the subject of Rapid Transit in the City of Philadelphia and to report its recommendation to Councils," be, and the same is hereby extended until January 1, 1891, and that the Mayor be requested to approve this joint resolution.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the resurfacing of Fifty-eighth street, from Woodland avenue to Gibson avenue, in the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and it is hereby authorized and directed to resurface Fifty-eighth street, from Woodland avenue to Gibson avenue, in the Twenty-seventh Ward, at a cost not exceeding forty-five hundred (\$4500) dollars, said amount to be taken from the sum of ten thousand (10,000) dollars appropriated for the surfacing of Island road, from Penrose Ferry Bridge westward, by an ordinance approved April 7, 1890, entitled "An Ordinance to make an appropriation to Item 4 in the annual appropriation for the Department of Public Works, Bureau of Highways, for the year 1890, for surfacing Island road," and all ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of James Deehan for the construction of a main sewer on Westmoreland street, from Clarion street to Aramingo street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of James Deehan for the construction of a main sewer on Westmoreland street, from Clarion street to Aramingo street, be, and the same is hereby approved, and that the City Trust, Safe Deposit and Surety Company of Philadelphia be, and it is hereby approved as surety of the said James Deehan for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said sewer shall be

completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor, for the following sums or prices, viz. : For sewer 7½ feet in diameter, per linear foot, including all appurtenances, the sum of seventeen (17) dollars ; for chamber and 5½-foot sewer, including all appurtenances, the sum of fifteen hundred (1500) dollars ; for additional 12-inch terra-cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents. The total cost of the work to be done shall not exceed the sum of forty thousand (40,000) dollars.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to R. De Cou to build a frame shed on a lot of ground northeast corner of Twelfth and Noble streets, in the Fourteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to R. De Cou to build a frame shed to be used for the purpose of storing scrap iron, to be about twenty feet high, twenty feet wide and one hundred and ninety-eight feet long ; the roof to be covered with tin or fire-proof composition, and the sides and ends with corrugated iron, on his lot of ground and place of business situate at the northeast corner of Twelfth and Noble streets, in the Fourteenth Ward of the City of Philadelphia : *Provided*, The said shed shall be removed at any time on the passage of a resolution or ordinance to that effect, without notice, and that the said R. De Cou shall first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriations to the Coroner and the Departments of Charities and Correction, Public Safety and Public Works for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.: From Item 2, for chemical analysis, three hundred (300) dollars; to Item 3, for exhuming and incidentals, one hundred (100) dollars; to Item 6, for stationery and fuel, two hundred (200) dollars, in the annual appropriation to the Coroner for the year 1890. In the annual appropriation to the Department of Charities and Correction for said year (Bureau of Charities): From Item 1, drugs and medicines, two hundred and fifty (250) dollars; from Item 4, salary of chief resident physician, two hundred and thirty-one (231) dollars and eighty-five (85) cents; from Item 4, salary of curator, two hundred and sixty (260) dollars; from Item 10, flour, corn meal and wheaten preparations, four thousand (4000) dollars; from Item 11, meats and fish, one thousand (1000) dollars; from Item 12, groceries and tobacco, two thousand (2000) dollars; from Item 42, cupping, leeching and burial cases, one hundred (100) dollars; from Item 48, support of seventy-five (75) feeble-minded children at the Pennsylvania Training School at Media, eight hundred and fifty (850) dollars; in all, eight thousand six hundred and ninety-one (8691) dollars and eighty-five (85) cents; to Item 2, whiskey, wines and porter, five hundred (500) dollars; to Item 3, surgical instruments, leeches and leeching, two hundred and fifty (250) dollars; to Item 15, dry goods, notions and clothing, two thousand (2000) dollars; to Item 21, furniture, five hundred and thirty-one (531) dollars and eighty-five (85) cents; to Item 32, repairs to houses, plumbing, gas- and steam-fitting and materials therefor, four thousand (4000) dollars; to Item 34, seeds and farming implements, fifty (50) dollars; to Item 35, horses, mules, harness and new ambulance, wagons and repairs, four hundred (400) dollars; to Item 40, repairs to City office, water rent and incidental expenses, sixty (60) dollars; to Item 43, stationery, printing, advertising and incidentals, five hundred (500) dollars; to Item 55, examination of insane cases, four hundred (400) dollars. Also, Bureau of Correction: From

Item 2, wheat, rye and corn flour, twenty-five hundred (2500) dollars; from Item 3, beef, mutton, pork, fish, etc., one thousand (1000) dollars; from Item 10, brushes, brooms and combs, two hundred and fifty (250) dollars; from Item 12, iron and steel, three hundred and fifty (350) dollars; from Item 15, shovels, picks, axes and handles, one hundred (100) dollars; from Item 17, powder, fuse and materials for quarry, two hundred and fifty (250) dollars; from Item 23, bed-clothing and bedding, one hundred and fifty (150) dollars; from Item 30, hose for quarry and house, one hundred (100) dollars; in all, four thousand seven hundred (4700) dollars; to Item 4, sugar, coffee, tea, etc., five hundred (500) dollars; to Item 7, hay, feed and straw, one hundred and fifty (150) dollars; to Item 11, lumber, paint and glass, one thousand three hundred and fifty (1350) dollars; to Item 24, threads, cottons, etc., two hundred (200) dollars; to Item 32, new gas-holder, mains, etc., two thousand five hundred (2500) dollars. In the annual appropriation to the Department of Public Safety, Bureau of Health, for said year: From Item 4, for fuel, furniture, repairs, postage and incidentals, two hundred (200) dollars; from Item 20, salary of assistant physician and apothecary, three hundred (300) dollars; from Item 20, salary of male nurses, three hundred (300) dollars; from Item 21, board and washing of patients, nurses, officers, one hundred (100) dollars; from Item 29, purchase of horses, vehicles and harness and keep of and repairs to same, one hundred (100) dollars; and from Item 30, insurance and general improvements and repairs to buildings, grounds and appurtenances, including the maintenance of a telephone, one hundred (100) dollars; total, one thousand one hundred (1100) dollars; to Item 1, for the pay of assistant registration clerks, from July 1 to December 31, 1890, nine hundred (900) dollars; to Item 33, for executing the registrations act and for books, blanks, stationery and incidentals, two hundred (200) dollars. In the annual appropriation to the Department of Public Works for said year, City Ice Boats: Section 2, from Item 2, fuel, seven hundred and twenty-five (725) dollars; from Item 3, salaries and wages, one hundred and twenty-five (125) dollars; from Item 4, provisions, two hundred (200) dollars; from Item 6, stationery, etc., two hundred (200) dollars; total, one thousand two hundred and fifty (1250) dollars. Bureau of Gas: Section 3, from Item 2, wages of stokers and helpers, sixty thousand (60,000) dollars; from Item 4, mate-

rials, supplies, etc., thirty thousand (30,000) dollars; from Item 8, extensions, five thousand (5000) dollars; total, ninety-five thousand (95,000) dollars. Bureau of Highways: Section 4, from Item 4, repairs to country roads, five thousand (5000) dollars; from Item 24, repaving with improved pavement streets not occupied by passenger railways, thirty-eight thousand (38,000) dollars; special from Item 26, resurfacing Kensington and Oxford turnpike, fifteen thousand (15,000) dollars; total, fifty-eight thousand (58,000) dollars. Bureau of Lighting: Section 5, from Item 6, electric lights, one thousand four hundred (1400) dollars; from Item 7, furnishing naphtha to and lighting gasoline lamps, one thousand five hundred (1500) dollars; from Item 8, lighting Northern Liberties District, three hundred (300) dollars; From Item 9, extensions, one hundred and fifty (150) dollars; three thousand three hundred and fifty (3350) dollars. Bureau of Street Cleaning: Section 6, from Item 1, salaries, forty-four (44) dollars; from Item 4, cleaning streets, etc., nine thousand nine hundred and fifty-six (9956) dollars; total, ten thousand (10,000) dollars. Bureau of Surveys: Section 7, from Item 4, salaries, five hundred (500) dollars; equipment fund, four thousand (4000) dollars; four thousand five hundred (4500) dollars; from Item 5, liens, two hundred (200) dollars; from Item 6, corner stones, five hundred (500) dollars; from Item 8, surveys for Registry Bureau, four hundred (400) dollars; from Item 16, surveys in Twenty-second Ward, one thousand three hundred (1300) dollars; from Item 20, plans of port, four hundred (400) dollars; from Item 21, establishment of measures, two hundred (200) dollars; from Item 24, engraving maps, two hundred (200) dollars; from Item 26, main sewers, twenty thousand (20,000) dollars; from Item 27, Aramingo Canal drainage, two thousand (2000) dollars; from Item 33, new bridges, seven hundred (700) dollars; from Item 34, Walnut Street Bridge piers, six thousand (6000) dollars; total, thirty-six thousand four hundred (36,400) dollars. Bureau of Water: Section 8, from Item 1, salaries, one thousand (1000) dollars; from Item 2, general supplies, five thousand (5000) dollars; total, six thousand (6000) dollars; grand total, two hundred and ten thousand (210,000) dollars. Bureau of Gas: Section 3, to Item 6, gas manufactured by the Philadelphia Gas Improvement Company, eighty-five thousand (85,000) dollars; to Item 7, purchase and laying, etc., of pipe for the distribution of gas, ten thousand (10,000) dollars; total,

ninety-five thousand (95,000) dollars. Bureau of Highways: Section 4, to Item 2, paving intersections of streets, etc., fifty thousand (50,000) dollars; to Item 6, grading streets and roads, twenty thousand (20,000) dollars; seventy thousand (70,000) dollars. Bureau of Surveys: Section 7, to Item 29, construction of branch sewers, etc., twenty-five thousand (25,000) dollars. Bureau of Water: Section 8, to Item 8, purchase of material and cost of labor in connection with laying service pipe, twenty thousand (20,000) dollars.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To repeal so much of an ordinance to authorize the paving of Mitchell, Morris, Knox, Alfred and East Johnson streets, Patton avenue, Clinton, Ninth, Kip, Smedley, Dauphin, Fifteenth, Seventeenth, Eighteenth, Twentieth, Twenty-eighth, Thirty-fifth and Marston streets, Moyamensing and Manayunk avenues, Righter and Pechin streets, approved the sixteenth day of July, A. D. 1888, as provides that the owners of any property on the line of Thirty-fifth street, from Crawford to New Queen street, in the Twenty-eighth Ward, which may be assessed at less than full City rates, shall first enter into an agreement with the contractor to pay for the paving in front of their respective properties before the Director of the Department of Public Works be authorized to enter into a contract with a competent paver or pavers for the paving of said Thirty-fifth street, and ratifying and approving the contract heretofore made by the Director of the Department of Public Works for the paving of said Thirty-fifth street, under which contract the work of paving said street has been done.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That so much of an ordinance entitled "An ordinance to authorize the paving of Mitchell,

Morris, Knox, Alfred and East Johnson streets, Patton avenue, Clinton, Ninth, Kip, Smedley, Dauphin, Fifteenth, Seventeenth, Eighteenth, Twentieth, Twenty-eighth, Thirty-fifth and Marston streets, Moyamensing and Manayunk avenues, Righter and Pechin streets," approved the sixteenth day of July, A. D. 1888, as provides that the owners of any property on the line of Thirty-fifth street, from Crawford to New Queen street, in the Twenty-eighth Ward, which may be assessed at less than full City rates, shall first enter into an agreement with the contractor to pay for the paving in front of their respective properties before the Director of the Department of Public Works be authorized to enter into an agreement with a competent paver or pavers for the paving of said Thirty-fifth street, be and the same is hereby repealed, and the contract for the paving of said street heretofore made by the Director of the Department of Public Works, under which contract said street has been paved from Crawford to New Queen street, be and the same is hereby ratified and approved.

Approved the Twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To change and establish places of voting in several of the election divisions of the City of Philadelphia.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the places of voting in several of the election divisions hereinafter mentioned be changed and established as follows: First Ward, Sixteenth Division, at northeast corner of Moyamensing avenue and Morris street. Seventh Ward, Fifteenth Division, at 525 South Eighteenth street; Seventeenth Division, at the northeast corner of Nineteenth and Naudain streets. Fourteenth Ward, Nineteenth Division, at southwest corner of Twelfth and Ogden streets. Fifteenth Ward, Eleventh Division, at south-

west corner of Eighteenth and Francis street, at the house of Joseph I. Eldridge; Twenty-second Division, at the northwest corner of West and Brown streets; Thirty-ninth Division, at the northeast corner of Twenty-fifth and Meredith streets. Twenty-third Ward, Fifteenth Division, at No. 4526 Main street. Twenty-seventh Ward, Seventh Division, to No. 1407 South Forty-ninth street; Twenty-sixth Division, at the house of George Stein, southeast corner of Fifty-sixth and Market streets. Twenty-ninth Ward, Thirty-first Division, at northwest corner of Twenty-fourth and Turner streets. Thirty-first Ward, Seventh Division, at the southeast corner of Cedar and Gordon streets; Fifteenth Division, at northeast corner of Memphis and York streets. Thirty-second Ward; Ninth Division, at southwest corner of Broad street and Susquehanna avenue.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Items 6 and 7 in the annual appropriation to the Clerks of Councils for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two thousand five hundred (2500) dollars be, and the same is hereby appropriated to Items 6 and 7 in the annual appropriation to the Clerks of Councils for the year 1890, as follows: To Item 6, for carriage hire, one thousand (1000) dollars; to Item 7, for incidentals and repairs, one thousand five hundred (1500) dollars.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER.
Mayor of Philadelphia.

AN ORDINANCE

To levy and fix the the rate of taxes for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Board of Revision of Taxes are hereby authorized and required forthwith to levy on the taxable property returned by the assessors as the assessment made in the year 1890 (except such as are marked agricultural and farm lands and rural or suburban) a tax of one (1) dollar and eighty-five (85) cents on the hundred dollars of the assessed value thereof.

SECT. 2. The said tax to be levied for the year 1891 as one City and County tax, and is hereby voted for the following objects for the said year, viz. :

Item 1. For the relief and employment of the poor, the sum of seven (7) cents.

Item 2. For the public schools, the sum of twenty-two (22) cents.

Item 3. For lighting the City, the sum of four (4) cents.

Item 4. For the payment of interest on the funded debt and for the sinking fund, the sum of seventy-one (71) cents.

Item 5. For the care of the public highways, the sum of eight (8) cents.

Item 6. For the supply of water, the sum of nine (9) cents.

Item 7. For the police, the sum of twenty (20) cents.

Item 8. For the care of markets and City property, the sum of three (3) cents.

Item 9. For fire, the sum of seven (7) cents.

Item 10. For the prisons, the sum of two (2) cents.

Item 11. For the Department of City Commissioners, the sum of nine (9) cents.

Item 12. For health, the sum of two (2) cents.

Item 13. For the remaining expenses of the municipality, the sum of twenty-one (21) cents.

And said amounts are hereby declared to be appropriated for said objects, subject to further direction by ordinance. And it shall be the duty of the Receiver of Taxes to cause to be printed on the tax bills the rate voted for the objects herein-before mentioned.

SECT. 3. On all such portions of assessed property marked "agricultural and farm lands" only one-half of the highest rate of tax shall be levied; and on all such portions marked "rural or suburban" only two-thirds of the highest rate of tax shall be levied; and no part of that set apart for the relief and employment of the poor shall be levied on the assessed property situate in the Wards where houses for the accommodation of the poor are provided as required by the Eighteenth Section of the Act of February 2, 1854.

SECT. 4. That upon all taxes paid on or before the thirtieth day of June a discount at the rate of one per cent. per annum shall be allowed. If paid after the thirtieth day of June, and on or before the first day of August, an addition or penalty of one-half of one per cent. shall be added and made payable to the same. If paid after the first day of August, and on or before the first day of September, there shall be an addition or penalty of one per cent. If paid after the first day of September, and on or before the first day of October, there shall be an addition or penalty of one and one-half per cent. If paid after the first day of October, and on or before the first day of November, there shall be an addition or penalty of two per cent. If paid after the first day of November, and on or before the first day of December, there shall be an addition or penalty of three per cent. If paid after the first day of December, and on or before the first day of January, an addition or penalty of four per cent.; and upon all taxes remaining unpaid after the first day of January there shall be an addition or penalty of five per cent. added to and made payable on the same. And it shall be the duty of the Receiver of Taxes to display from day to day in large figures and in a conspicuous place in the tax office the amount of discount or penalty fixed by ordinance. And all ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Approved the twenty-ninth day of September, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contracts and surety of David McMahon for the construction of main sewers on Tasker street, from Fifth street to Thirteenth street, and on Penn street, from Ridge avenue to north of the Norristown Railroad.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of David McMahon for the construction of main sewers on Tasker street, from Fifth street to Thirteenth street, and on Penn street, from Ridge avenue to north of the Norristown Railroad, be and the same are hereby approved; and that the Germantown Real estate, Deposit and Trust Company of Philadelphia be, and it is hereby approved as surety of the said David McMahon for the faithful performance of the said contracts: *Provided*, That the said contracts shall contain clauses that the said sewers shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: for Tasker street main sewer, $6\frac{1}{2}$ and $6\frac{1}{2} \times 6\frac{3}{4}$ feet in diameter, per linear foot, including all appurtenances, the sum of thirteen (13) dollars; for same sewer 5 and $5 \times 5\frac{1}{4}$ feet in diameter, per linear foot, including all appurtenances, the sum of thirteen (13) dollars; for same sewer $4\frac{3}{4}$, $3\frac{1}{2} \times 4\frac{1}{2}$ and 4 feet in diameter, per linear foot, including all appurtenances, the sum of thirteen (13) dollars; for junction chamber at Ninth street, including all appurtenances, the sum of twelve hundred and fifty (1250) dollars; for junction chamber at Thirteenth street, including all appurtenances, the sum of twelve hundred and fifty (1250) dollars; for additional 12-inch terra-cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of fifty thousand (50,000) dollars.

For Penn street main sewer, as follows, viz.: for storm-water conduit $5\frac{1}{2}$ and 5 feet in diameter, per linear foot, including all appurtenances, the sum of seven (7) dollars; for terra-cotta pipe sewers 15 and 12 inches in diameter, laid in concrete, per linear foot, including all appurtenances, the sum of two (2) dollars and twenty-five (25) cents; for additional junction man-holes, each, including all appurtenances, the sum of

forty (40) dollars; for additional man-holes, each, including all appurtenances, the sum of twenty-five (25) dollars; for additional 12-inch terra-cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents; the total cost of the work to be done not to exceed the sum of fifteen thousand (15,000) dollars.

Approved the sixth day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to certain items in the annual appropriations to the Department of Public Safety and Receiver of Taxes and the Mayor for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of four thousand five hundred and thirty-eight (4538) dollars and forty-five (45) cents be, and the same is hereby appropriated to certain items in the annual appropriations to the Department of Public Safety and Receiver of Taxes and the Mayor for the year 1890, as follows :

Department of Public Safety : To new Item 9 $\frac{1}{2}$ (Bureau of Police), to pay the Domestic Trade Department of the Atlantic Refining Company for injury done to horse, December 3, 1889, by patrol wagon at Carlisle and Brown streets, two hundred (200) dollars.

Department of Receiver of Taxes : To Item 2, salaries (Delinquent Department), three thousand (3000) dollars.

Mayor : To Item 4, for stationery, printing, miscellaneous advertising and incidentals, Mayor's office, fifty (50) dollars; to Item 7, for printing certificates of City Loan, six hundred and seventy-four (674) dollars and forty (40) cents; to Item 8, for printing and binding the Mayor's annual message

and accompanying documents, six hundred and fourteen (614) dollars and five (5) cents.

Approved the seventh day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Mayor for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers in the annual appropriation to the Mayor for the year 1890, viz. : From Item 2, salary of clerk to Civil Service Examiner, five hundred (500) dollars ; to Item 3, for stationery, printing and incidentals, Civil Service Board, three hundred and fifty (350) dollars ; to Item 4, for stationery, printing, miscellaneous advertising and incidentals, Mayor's office, one hundred and fifty (150) dollars.

Approved the seventh day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to pay salaries, wages and expenses in the Seventh Survey District.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one thousand eight hundred and fifty (1850) dollars be, and the same is hereby

appropriated to Section 7, Item 4, in the ordinance making an appropriation to the Department of Public Works (Bureau of Surveys) for the year 1890, as follows: For salaries and wages, one thousand five hundred (1500) dollars, and for expenses, rent, furniture, tools and instruments, carriage hire and horse keep, three hundred and fifty (350) dollars: *Provided*, That the fees earned in this District shall amount to the salaries over and above the expenses of the office, and that the work done for any department, bureau, board, or commission of the City shall be taken to be fees earned within the meaning hereof.

Approved the fifteenth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in American, Wood, Morris, South, Hanson, Brunner, Twenty-ninth, Hicks, Sydenham, Carlisle, Queen, Thirty-fifth, Page, Darien, Fox, Philip, Ella, "A" (or Fillmore) streets, and Greenway, Kingessing, Gray's, Mundell and Borie avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works is hereby authorized and directed to lay water-pipe on the east side of American street, from Norris to one hundred and twenty-nine (129) feet south of Diamond street; Wood street, from Jefferson to Fountain street; Morris street, from Manheim to Hansberry street; Gray's avenue, from Forty-ninth to Fifty-first street; Kingessing avenue, from Forty-ninth to Fifty-first street; Greenway avenue, from Forty-ninth to Fifty-first street; South street, from Sixtieth to Sixty-first street; Hanson street, from Greenway avenue to Forty-ninth

street; Brunner street, from Wayne to Clarissa street, Twenty-ninth street, from York street to Lehigh avenue; Mundell avenue, from Fifteenth to Sixteenth street; Hicks street, from Lehigh to Mundell avenue; Sydenham street, from Lehigh to Mundell avenue; Carlisle street, from Clearfield street to Alleghany avenue; Queen street, from Thirty-fourth to Thirty-fifth street; Queen street, from Thirty-third street to Wissahickon avenue; Thirty-fifth street, from Marmion to Penn street; Borie avenue, from Broad to Fifteenth street; Page street, from Thirty-first to Thirty-second street; Darien street, from Somerset to Cambria street; Fox street, from Ontario to Venango street; Philip street, from Westmoreland street north forty (40) feet; Ella street, from Cambria to Indiana street; "A" (or Fillmore) street, from Cambria to Indiana street.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Authorizing the Southern Electric Light and Power Company to open streets and lay and maintain underground conduits and wires for electric lighting and power.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Southern Electric Light and Power Company, upon the approval of its plans by the Board of Highway Supervisors, and the approval of the construction of its conduits, cables and manholes by the Department of Public Works, is hereby authorized to lay and maintain underground conduits, cables and wires for electric lighting and power, construct the necessary manholes and make house connections along the following streets: Bainbridge, Fitzwater, Catharine, Christian, Carpenter, Washington avenue,

Ellsworth, Federal, Wharton, Reed, Dickinson, Tasker, Morris, Moore, Mifflin, McKean, Snyder avenue, Jackson, Wolfe, Ritner, Porter, Shunk, Oregon avenue, Johnson, Bigler, Pollock, Packer, from the Delaware River to the Schuylkill River, and on Delaware avenue, Front, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Broad, Fifteenth, Sixteenth, Seventeenth, Eighteenth, Nineteenth, Twentieth, Twenty-first, Twenty-second, Twenty-third, Twenty-fourth, Twenty-sixth and Twenty-seventh, from South to Packer street; Gray's Ferry road, from South street to Schuylkill river; Passyunk avenue, from South street to Packer street; Moyamensing avenue, from Christian to Packer street: *Provided*, That said Southern Electric Light and Power Company shall comply with the provisions of the ordinance approved August 5, 1886, regulating the laying, maintenance and construction of underground wires, electrical conductors, conduits, cables and tubes, and such other ordinances as may hereafter be enacted relating to the laying and construction of the same, and also with such rules and regulations as may be adopted by the Board of Highway Supervisors, from time to time, for the laying and maintenance of underground wires, cables, conduits and tubes not provided for in the general ordinance above mentioned; nothing contained herein shall be construed to grant permission to run cars or vehicles by overhead service on any of the streets of the City.

SECT. 2. In consideration of the grant of said privileges, said Company shall enter into an agreement with the City of Philadelphia to the effect that they will furnish, free of expense, to the Department of Public Safety (Electrical Bureau), for the use of the City, two ducts or chambers, or in lieu thereof furnish the said Department of Public Safety (Electrical Bureau), for the use of the City at all times, with three good working conductors, by special cable or otherwise, as shall be satisfactory to the Chief of the Electrical Bureau, as required by the ordinance approved August 5, 1886, and that said Company shall also furnish, free of cost to the City, ten arc street lights, to be located at such points as the Department of Public Works may direct; and shall also furnish, free of cost to the City, the lighting of all police stations, fire houses and public schools along the line of conduits hereby authorized, as may from time to time be ordered by the proper depart-

ment. And no permit shall be issued for the breaking of the streets until said agreement shall be prepared by and filed with the City Solicitor and entered of record, and a copy thereof furnished to the Board of Highway Supervisors. The said Company shall pay fifty (50) dollars into the City Treasury for the printing of this ordinance. Failure to comply with the provisions of this ordinance, as well as the agreements named herein, shall, in addition to the forfeiture of the bond required by the ordinance of August 5, 1886, deprive the said Company of all the privileges granted hereby and hereunder. And the Department of Public Works shall, upon said forfeiture of the bond and privileges, remove, at the expense of said Company, all the conduits herein authorized.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Wm. Krause & Son to lay a railroad track on American street, in the Nineteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That permission be and the same is hereby granted to Wm. Krause & Son to lay a railroad track on American street, from a point of connection with the tracks of the North Pennsylvania Railroad Company, about ninety (90) feet from the southerly side of Susquehanna avenue, in the Nineteenth Ward, thence extending southeasterly to and upon the property of said Wm. Krause & Son, fronting on said American street, between Susquehanna avenue and Diamond street; said railroad track to be constructed under the direction and supervision of the Department of Public Works, and shall be removed on the passage of a resolution or

ordinance to that effect, and that fifty (50) dollars shall be first paid into the City Treasury by the said Wm. Krause & Son to pay for the printing of this ordinance.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground on the southwest corner of Twenty-first and Moore streets, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be and he is hereby authorized and directed to examine the title to all that certain lot or piece of ground situate on the southwest corner of Twenty-first and Moore streets, Twenty-sixth Ward, containing on said Twenty-first street one hundred and sixteen (116) feet, and on Moore and McClellan streets about two hundred (200) feet; and if he approves of the same, to cause a conveyance of said lot of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of ten thousand five hundred (10,500) dollars.

SECT. 2. The sum of ten thousand five hundred (10,500) dollars be and the same is hereby appropriated to the Board of Public Education out of Item 46½ in an ordinance approved June 9th, 1890, "To make an appropriation to certain items in the annual appropriations to the Department of Public Works, City Treasurer and Board of Public Education for the

year 1890," to pay for the lot of ground described in the first section hereof, and warrants shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground on the west side of Richmond street, corner of Ontario, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be and he is hereby authorized and directed to examine the title to all that lot of ground on the west side of Richmond street, corner of Ontario street, in the Twenty-fifth Ward, containing on said Richmond street one hundred and eighty-five (185) feet, on Ontario street one hundred (100) feet, extending from Richmond street to Salmon street, and on Salmon street one hundred and sixty-five (165) feet, more or less; and if he approves of the same, to cause a conveyance of the said lot of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of eight thousand seven hundred and fifty (8750) dollars.

SECT. 2. That the sum of eight thousand seven hundred and fifty (8750) dollars be and the same is hereby appropriated to the Board of Public Education out of Item 46½ in an ordinance approved June 9, 1890, "To make an appropriation to certain items in the annual appropriations to the Department of Public Works, City Treasurer and Board of Public Education for the year 1890," to pay for the lot of ground described in the first section hereof, and warrants

shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground on the northwest corner of Frankford avenue and Ontario street, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be and he is hereby authorized and directed to examine the title to all that certain lot of ground on the northwest corner of Frankford avenue and Ontario street, in the Twenty-fifth Ward, containing on said Frankford avenue one hundred (100) feet, by one hundred and fifty (150) feet on Ontario street; and if he approves of the same, to cause a conveyance of the said lot of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of twelve thousand (12,000) dollars.

SECT. 2. That the sum of twelve thousand (12,000) dollars be and the same is hereby appropriated to the Board of Public Education out of Item 46½ in an ordinance approved June 9, 1890, "To make an appropriation to certain items in the annual appropriations to the Department of Public Works, City Treasurer and Board of Public Education for the year 1890," to pay for the lot of ground described in the first section hereof, and warrants shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of a lot of ground southwest corner of Tioga and Howard streets, and to make an appropriation therefor.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be and he is hereby authorized and directed to examine the title to all that certain lot of ground on the southwest corner of Tioga and Howard streets, in the Thirty-third Ward, containing on south side of Tioga street ninety-three (93) feet, on the west side of Howard street two hundred and thirty-five (235) feet, on the north side of Henry street ninety-three (93) feet, and on the east side of Waterloo street two hundred and thirty-five (235) feet; and if he approves of the same, to cause a conveyance of the said lot of ground to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of ten thousand (10,000) dollars.

SECT. 2. That the sum of ten thousand (10,000) dollars be and the same is hereby appropriated to the Board of Public Education out of Item 46½ in an ordinance approved June 9, 1890, "To make an appropriation to certain items in the annual appropriations to the Department of Public Works, City Treasurer and Board of Public Education for the year 1890," to pay for the lot of ground described in the first section hereof, and warrants shall be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Richard DeCou to lay a railroad track on Noble street, in the Fourteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and the same is hereby granted to Richard DeCou to lay a railroad track on Noble street, from a point of connection with the south-bound tracks of the Philadelphia & Reading Railroad Company, about sixty feet from the west side of Eleventh street, in the Fourteenth Ward, and thence extending in a northwesterly direction to and upon the property of the said Richard DeCou fronting on said Noble street, between Eleventh and Twelfth streets; said railroad track to be constructed under the direction and supervision of the Department of Public Works, and shall be removed on the passage of a resolution or ordinance to that effect; and that within three months after the completion of the track herein authorized the present track or siding connecting the premises named shall be removed at the expense of said Richard DeCou. And that he shall, before exercising any privileges hereunder, pay fifty (50) dollars into the City Treasury for the printing of this ordinance.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the Consolidated Ice Manufacturing Company to lay a railroad track on American street, in the Nineteenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and the same is hereby granted to the Consolidated Ice Manufacturing Company to lay a railroad track on American street, commencing at a point of connection with the tracks of the North Pennsylvania Railroad Company, at a distance of between

two hundred and fifty (250) and two hundred and sixty (260) feet from the northerly side of Dauphin street, in the Nineteenth Ward, and thence extending in a northwesterly direction to and upon the property of the said Consolidated Ice Manufacturing Company fronting on said American street, between Dauphin and York streets; said railroad track to be constructed under the direction and supervision of the Department of Public Works, and shall be removed on the passage of a resolution or ordinance to that effect; and that fifty (50) dollars shall be first paid into the City Treasury by the said Consolidated Ice Manufacturing Company to pay for the printing of this ordinance.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

To authorize John Bardsley, City Treasurer, to present certain United States $4\frac{1}{2}$ per cent. bonds for payment.

Resolved, By the Select and Common Councils of the City of Philadelphia, That John Bardsley, Treasurer of the City of Philadelphia, be and he is hereby authorized and directed to present for payment fifty-seven thousand seven hundred and fifty (57,750) dollars of United States $4\frac{1}{2}$ per cent. registered bonds, standing in the name of the City of Philadelphia, and he is further authorized and directed to sign such papers as may be necessary, and to receive from the Treasury of the United States the face of said bonds, together with such interest as may be due on said bonds, and the clerks of Councils are instructed to present this resolution to the Mayor for his approval or-disapproval.

Approved the twentieth day of October, A. D. 1890.

EDWIN H. FITLER.

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Edison Electric Light Company, of Philadelphia, to lay and maintain underground electric light wires, tubes and cables under Nassau street, from Ninth to Elwyn street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Edison Electric Light Company, of Philadelphia, is hereby authorized to lay and maintain underground electric light wires, tubes and cables from the east side of Ninth street, under and along Nassau street to the west side of Elwyn street, and to make house connections; the work herein authorized shall be done prior to July 1st, 1891; nothing in this ordinance contained shall be construed to grant to said Company any exclusive right on the street herein named; the work shall be done under the supervision of the Department of Public Works; said Company shall comply with the provisions of this ordinance, as well as the ordinance of August 5, 1886, regulating the laying of conduits, etc., and any other ordinance now in force or which may be passed relating to the subject. Before exercising any privileges hereunder said Company shall pay fifty (50) dollars to the City Treasurer for the printing of this ordinance.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriations to the Departments of City Commissioners, Public Safety, Law and Inspectors of the County Prison for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.:

From Item 13, to pay coach hire for grand jury, one hundred (100) dollars; from Item 21, to pay assessors, two hundred and sixty four (264) dollars; from Item 18, to pay officers of the elections, three hundred (300) dollars; from Item 23, to pay for printing assessors' lists, five hundred (500) dollars; from Item 25, to pay rent of room in which elections are held, fifty (50) dollars; from Item 34, to pay State Hospital for Insane at Danville, six hundred (600) dollars; in all, one thousand eight hundred and fourteen (1814) dollars; to Item 20, to pay stationery, books, blanks, printing, postage, etc., for officers of the elections, eight hundred (800) dollars; to Item 35, to pay burial of indigent soldiers, sailors and marines, ten hundred and fourteen (1014) dollars; in the annual appropriation to the Department of City Commissioners for the year 1890. From the following items in the Bureau of Police: From Item 1, for salaries, five thousand eight hundred and three (5803) dollars; from Item 6, for salaries of matrons, seven hundred and twelve (712) dollars and forty-two (42) cents; from Item 9, for incidental expenses, seven hundred and ninety-six (796) dollars; from Item 12, for arrest and conviction, etc., one thousand five hundred (1500) dollars; from Item 14, for general advertising, one hundred and seventy-five (175) dollars; from Item 15, for miscellaneous expenses, boats, seven hundred (700) dollars; from Item 17, for purchase of horses, etc., police electrical station, fifteen hundred (1500) dollars. From the following Items in Bureau of Fire: From Item 1, salaries, six hundred (600) dollars; from Item 3, for straw, feed, etc., eight hundred and four (804) dollars and forty-eight (48) cents; from Item 9, for horses, seventeen hundred (1700) dollars; from Item 16, for expenses incurred in removing dangerous walls, five hundred (500) dollars. In the annual appropriation for the Bureau of Health: From Item 6, for removal of nuisances, twenty-five hundred (2500) dollars. From the following Items in the Bureau of City Property: From Item 2, for salaries, seven hundred and ninety five (795) dollars; from Item 13, for removing ice and snow, five hundred (500) dollars; from Item 24, for wharfage, five hundred and thirty-six (536) dollars; from Item 26, for granite curb around Logan Square, four hundred and twenty-eight (428) dollars and fifty (50) cents; from Item 41, for the erection of patrol station in the Sixteenth Police District, fourteen hundred and ninety-nine (1499) dollars and sixty (60) cents. From Item 1 (Electrical Bureau), for salaries, ten

hundred and eighty (1080) dollars; from Item 9 (Electrical Bureau), for rental of telephones, five hundred (500) dollars; from Item 13 (Electrical Bureau), for conduits on Spring Garden street, three hundred (300) dollars; making in all twenty-two thousand nine hundred and thirty (22,930) dollars. To Item 3 (Bureau of Police), for maintenance of van service, etc., five hundred (500) dollars; to Item 4 (Bureau of Police), for meals, including medical attendance, seventeen hundred (1700) dollars; to Item 18 (Bureau of Police), for the purchase of horses and keep of same for mounted police service, thirty-five hundred (3500) dollars. To the following items in Bureau of City Property: To Item 3, for printing, etc., three hundred (300) dollars; to Item 4, for repairs to market houses, two hundred and fifty (250) dollars; repairs to property owned by and used for City purposes, three hundred (300) dollars; repairs to City burial ground, four hundred and fifty (450) dollars; repairs and other expenses, Independence Hall and National Museum, two hundred and seventy-five (275) dollars; repairs and other expenses, public bath houses, two hundred and twenty-five (225) dollars; to Item 7, for labor and other expenses incurred in the public squares, eight hundred (800) dollars; to Item 8, for cleaning cesspools, one-hundred and twenty-five (125) dollars; to Item 16, for repairs to court rooms, District Attorney's rooms, etc., one thousand (1000) dollars; to Item 17, for new flags, one hundred (100) dollars; to Item 28, for repairs to station houses, two thousand (2000) dollars; to Item 29, for bedding and furniture for station, fire and patrol houses, thirty-five hundred (3500) dollars; to Item 30, for stoves and heaters, twelve hundred (1200) dollars; to Item 31, for rental Roxborough sub-station, two hundred and twenty-five (225) dollars; to Item 34, for repairs to fire houses, two thousand (2000) dollars; to Item 2 (Electrical Bureau), for repairs, instruments, labor, etc., ten hundred and eighty (1080) dollars; to Item 10 (Electrical Bureau), for the extension of the police signal and telephone service, twenty-three hundred (2300) dollars; to Item 4 (Electrical Bureau), for batteries, acids, etc., five hundred (500) dollars; to Item 4, for repairs and supplies (Bureau of Fire), six hundred (600) dollars, in the annual appropriation to the Department of Public Safety for said year: *Provided*, The Controllor be authorized to countersign warrants for medical attendance amounting to three hundred and thirty-eight (338) dollars for the year 1889. From Item 3, for

Sheriff's costs, two thousand (2000) dollars; to Item 6, miscellaneous expenses, four hundred (400) dollars; to Item 7, for advertising service of notices, etc., one thousand five hundred (1500) dollars; to Item 9, for law books, one hundred (100) dollars, in the annual appropriation to the Department of Law for said year. From Item 21, for leather, eleven hundred (1100) dollars; to Item 10, for milk and ice, one hundred (100) dollars; and to Item 17, for repairs, one thousand (1000) dollars, in the annual appropriation to the Inspectors of the County Prison for said year.

Approved the twenty-first day of October, A. D, 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the German Turner Society to erect a one-story temporary frame building, thirty-three by thirty-six feet, on lot in rear of Leverington avenue, east of Pechin street, Roxborough, Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and the same is hereby granted to the German Turner Society to erect a one-story temporary frame building, thirty-three by thirty-six feet, on lot in rear of Leverington avenue, east of Pechin street, in the Twenty-first Ward, to be used for Sunday School and Turner School purposes: *Provided*, That the said building shall be removed on the passage of an ordinance or resolution to that effect, without notice.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize and direct the Commissioners of the Sinking Fund to pay certain moneys into the City Treasury.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Commissioners of the Sinking Fund be and they are hereby authorized and directed to pay into the City Treasury the sum of seventy-five thousand (75,000) dollars of the money heretofore received by them from the sales of portions of the present Alnshouse property in the Twenty-seventh Ward, as a special fund for the erection of buildings to be occupied and used by the indigent poor of the City of Philadelphia.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Twenty-eighth, Clifton, Tioga, Thirteenth, Ruscomb, Quincy, Thirty-second, Thirty-third, Thirty-fourth and Thirty-fifth streets, Union, Highland and Evergreen avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Twenty-eighth street, from Old Passyunk avenue to New Passyunk avenue; Clifton street, from Ann to Neff street; Tioga street, from Kensington avenue to Frankford avenue; Thirteenth street, from Ruscomb

to Rockland street; Ruscomb street, from York road to Thirteenth street; Quincy street, from Mt. Pleasant avenue to Ellett street; Union avenue, from Thirty-fourth to Thirty-fifth street; Highland avenue, from Thirty-second to Thirty-fifth street; Evergreen avenue from Thirty-second to Thirty-fourth street; Thirty-second street, from Union avenue to Rex avenue; Thirty-third, Thirty-fourth and Thirty-fifth streets, from Union avenue to Evergreen avenue: *Provided*, The owners of property in the vicinity of each of said streets first file with the City Solicitor a satisfactory agreement or bond indemnifying the City against all damages for the opening of said streets.

SECT. 2. Upon the filing of the agreement or bond provided for in Section 1 hereof, the Mayor of the City is hereby authorized and directed to enter security, on behalf of the City of Philadelphia, for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to Item 32 $\frac{1}{2}$ in the annual appropriation to the Department of Charities and Correction (Bureau of Charities) for the year 1890, for the erection of additional buildings on the grounds of the Philadelphia Almshouse, in the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seventy-five thousand (75,000) dollars be and the same is hereby appropriated to Item 32 $\frac{1}{2}$ in the annual appropriation to the Depart-

ment of Charities and Correction (Bureau of Charities) for the year 1890, to be taken from special fund for new almshouse, for the purpose of erecting additional buildings to be occupied for an insane hospital, the Philadelphia Hospital, or as out-wards, such buildings to be either independent buildings or wings of buildings now existing on said grounds.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To enter satisfaction on the official bond of Henry Clay, late Receiver of Taxes.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be and he is hereby authorized and directed to enter satisfaction upon the official bond of Henry Clay, late Receiver of Taxes: *Provided*, The City Controller shall certify that his accounts are settled and there is no default.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Kensington avenue, from Nicetown lane or old Front street to Frankford avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and is hereby authorized and directed

to notify the owners of property over and through which Kensington avenue, from Nicetown lane or old Front street to Frankford avenue, in the Twenty-third, Twenty-fifth and Thirty-third wards, will pass, that at the expiration of three months from the date of said notice said avenue will be required for public use.

SECT. 2. That the Mayor of the said City is hereby authorized and directed to enter security, on behalf of the City of Philadelphia, for the payment of any damages which may be assessed against the City by reason of the opening of said avenue, and that upon the filing of said bond the Director of the Department of Public Works shall forthwith proceed to open said avenue.

• Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To reconstruct the wooden steps on Cotton street, from Tower street to Terrace street, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and is hereby authorized to reconstruct the wooden steps on Cotton street, from Tower street to Terrace street, in the Twenty-first Ward, cost of said steps to be taken out of the item for grading in the annual appropriation of the Department of Public Works (Bureau of Highways), cost not to exceed five hundred (500) dollars.

Approved this twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Clementine, Ella, Fernon, Guenther, Juniper Mountain, Ormes and Porter (or Clarion) streets upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized and directed to place upon the City Plan Clementine street, forty (40) feet wide, from Trenton avenue to Amber street; Ella street, forty (40) feet wide, from Ontario street to Tioga street; Fernon street, thirty-five (35) feet wide, from Twenty-first street to Twenty-second street; Guenther street, thirty (30) feet wide, from Wharton street to Reed street; Juniper street, thirty (30) feet wide, from Mifflin street to Passyunk avenue; Mountain street, thirty-five (35) feet wide, from Twenty-first street to Twenty-second street; Ormes street, thirty (30) feet wide, from Westmoreland street to Tioga street; Porter street (or Clarion street), thirty (30) feet wide, from Franklin Cemetery avenue to Elkhart street; *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the twenty-first day of October, A. D, 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Allegheny avenue, from the Germantown branch of the Philadelphia and Reading Railroad to Twenty-second street, with sheet asphaltum.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public

Works be and is hereby authorized to enter into a contract with a competent paver or pavers for the paving of Allegheny avenue, from the Germantown branch of the Philadelphia and Reading Railroad to Twenty-second street, cost of intersections not to exceed eight thousand five hundred (8500) dollars, to correspond with balance of street now open, with sheet asphaltum, broken stone, vulcanite base and binder, without water- or gas-pipe being first laid: *Provided*, That whenever the water- or gas-pipe is required, the same shall be laid under the sidewalk. The conditions of which contract shall be, that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said street, and shall also enter into an obligation to the City to keep said street in good repair for three years after the paving is finished: *Provided*, Said street shall be first dedicated or properly opened and graded: *And Provided*, The Department of Public Works first advertise for proposals for paving said street and award the contract to the lowest bidder, and that the owners of property fronting on said street shall not be charged more than the contract price.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Leverington avenue, from Wood street to Ridge avenue, and Cemetery avenue, from Ridge avenue to Selig street, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and he is hereby authorized and empowered to notify the owners of property over and through which

the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Leverington avenue, from Wood street to Ridge avenue, and Cemetery avenue, from Ridge avenue to Selig street, in the Twenty-first Ward.

SECTION 2. The Mayor of the City is hereby authorized and directed to enter security according to law for the payment to the property owners of any damages to be sustained by them by reason of said opening, and thereupon said streets shall be immediately opened for public use.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of sewers on Albion, Aspen, Atlantic, Broad, Bambrey, Blair, Bodine, Brown, Baring, Citron, Callowhill, Cadwalader, Cabot, Chatham, "C," Cambria, Cayuga, Christian, Fifth, Fifteenth, Forty-first, Franklin, "G," Huntingdon, High, Leithgow, Lombard, Lybrand, Markoe, Mascher, Marshall, May, Melon, Orianna, Oxford, Pine, Philadelphia, Rachel, Second, St. John, Seventeenth, Spruce, Stiles, Second, Seventh, Sterner, Sixty-ninth, Sixth, Twenty-fourth, Twenty-second, South, Thirty-third, Spring Garden, Twenty-seventh, Vanhorn, Wallace, Washington and York streets, and Frankford, Germantown, Mantua, Moyamensing, Park, Ridge, Woodland, Baltimore and Westminster avenues, and on Amber, Pine and Forty-first streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the Department of Public Works be, and is hereby authorized to construct the following sewers, viz.: On Albion street, from Summer street to Winter

street; Aspen street, from Forty-second street to Brooklyn street; Atlantic street, from Seventeenth street to Eighteenth street; Broad street, east side, from Washington avenue to Ellsworth street; Broad street, east side, from Carpenter street to south side of Washington avenue; Bambrey street, from Parrish street to Brown street; Blair street, from Norris street to Rainbow street; Bodine street, from one hundred and twenty feet North of Oxford street to Columbia avenue; Brown street, from West street to Twentieth street; Baring street, from Budd street to Preston street; Citron street, from Eleventh street to Twelfth street; Callowhill street, from Twenty-sixth street to Height's avenue; Cadwalader street, from Jefferson street to Oxford street; Cabot street, from Fifteenth street to Sixteenth street; Chatham street, from Buttonwood street to Green street; "C" street, from Kensington avenue to South curb line of Somerset street; Cambria street, from Germantown avenue to proposed sewer in Cambria street at Seventh street; Cayuga street, from Germantown avenue to Wayne street; Christian street, from Nineteenth to Twentieth street; Fifth street, from Tasker street to Fernon street; Fifteenth street, from Bainbridge street to South street; Forty-first street, from Girard avenue to the Pennsylvania Railroad; Franklin street, from Arrott street to Foulkrod street; "G" street, from Twenty-second street to Twenty-third street; Huntingdon street, from Twenty-second street to Twenty-fourth street; High street, from Morton street to Cedar lane; Leithgow street, from Norris street to Diamond street; Lombard street, from Barnwell street to Twenty-sixth street; Lybrand street, from Race street to Vine street; Markoe street, from Westminster avenue two hundred and ninety-four feet southward; Mascher street, from Montgomery avenue to Columbia avenue; Marshall street, from Oxford street to Columbia avenue; May street, from Seventh street to Eighth street; Melon street, from Thirty-sixth street to Thirty-seventh street; Orianna street, from York street to Cumberland street; Oxford street, from Marshall street to Seventh street; Pine street, from the present sewer westward to the Port Warden's line on the Schuylkill; Philadelphia street, from York street to Cumberland street; Rachel street, from Brown street to Poplar street; Second street, from Wilmer street to Callowhill street; St. John street, from the Public School-house southward to Noble street; Seventeenth street, from South street to Bainbridge street; Spruce street, from end of present

sewer to Port Warden's line on the Schuylkill; Stiles street, from Fiftieth street to Fifty-first street; Second street, from Gunner's Run at Lippincott street to the Connecting Railway; Seventh street, from Somerset street to Cambria street; Sterner street, from Fillmore street to Front street; Sixty-ninth street, from Woodland avenue to Paschall avenue; Sixth street, from Tasker street to Morris street; Twenty-fourth street, from Delancey street to Spruce street; Twenty-second street, from Pine street to South street, and on South street, from Twenty-second street to Twentieth street; Thirty-third street, from Hamilton street to Spring Garden street, and on Spring Garden street, from Thirty-third street to Thirty-fourth street; Twenty-second street, from Susquehanna avenue to Dauphin street; Twenty-second street, from Diamond street to Susquehanna avenue; Twenty-second street, from Alleghany avenue to Ontario street; Twenty-seventh street, from Huntingdon street to Showaker street; Vanhorn street, from one hundred feet east of Sophia street to Germantown avenue; Wallace street, from Thirty-sixth street to Thirty-seventh street; Wallace street, from Forty-second street to Brooklyn street; West Washington street, from Germantown avenue to Adams street; York street, from Seventeenth street to Eighteenth street; York street, from Broad street to Thirteenth street; Frankford avenue, from the sewer at the Connecting Railway to the angle one hundred and seventy-eight feet north of Erie avenue; Frankford avenue, west side, from Huntingdon street to Amber street, and thence on Amber street, from Frankford avenue to Sergeant street; Frankford avenue, from Belgrade street to Jefferson street; Germantown avenue, from Nineteenth street to Roberts avenue; Germantown avenue, from Queen street to Brighthurst street; Mantua avenue, from Forty-second street to Forty-fourth street; Moyamensing avenue, from Washington avenue to Wharton street; Park avenue, from York street to Cumberland street; Pine street, from Thirty-seventh street to Fortieth street, and on Woodland avenue and Baltimore avenue, between Thirty-ninth street and Fortieth street; Forty-first street, from Pennsylvania Railroad to Westminster avenue, and on Westminster avenue, from Forty-first street to Preston street; and on Ridge avenue, from Osbourne street to Manayunk avenue: *Provided*, That the sewers on Broad street be assessed on the east side only; on Frankford avenue, from Huntingdon to Amber street, on the west side only; on Moyamensing avenue, from Washington

avenue to Wharton street, on the east side only ; said sewers to be built in accordance with specifications prepared by the Director of the Department of Public Works.

SECT. 2. The Director of the Department of Public Works shall advertise, according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidders ; and it shall be a condition of said contract that the contractor shall accept the sums assessed upon and charged to the properties lying on the lines of said sewers in manner and form authorized by ordinance entitled " An Ordinance regulating the assessment upon property for the construction of branch culverts or drains," approved May 12, 1866, and supplement thereto approved February 16, 1869 ; any excess over and above said assessment, in addition to that provided for by ordinance entitled " An Ordinance authorizing the Chief Engineer and Surveyor to draw warrants for street intersections, man-holes, and legal deductions in the construction of branch sewers," approved April 3, 1868, to be charged to Item (for branch sewers) of annual appropriation made to the Department of Public Works (Bureau of Surveys) to an amount not exceeding the sum of twenty-seven thousand (27,000) dollars.

SECT. 3. The Director of the Department of Public Works shall not advertise for proposals for the construction of any of the sewers authorized by this ordinance until the streets are on the City Plan, legally opened and all of the property abutting thereon assessed to full City rates : *Provided, however,* that where the properties are assessed at less than full City rates, and the streets on the plans are opened, he may advertise and award contracts upon the receipt of a duly executed agreement binding the owners to pay the regular assessment charges.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and he is hereby authorized and directed lay gas-pipe on the following streets, viz.: Canal street, between Moyamensing avenue and Fourth street; Cantrell and Winton streets, between Second and Fourth streets; Fifth street, between Wolf and Ritner streets; Reece and Fairhill streets, between Argyle and Wolf streets; Reece street, from Wolf to Ritner street; Tree and Daly streets, from Tenth to Eleventh street; Fifth street (west side), from Tasker to Fernon street, in the First Ward. Huntingdon street (east side), between Howard and Hancock streets; Mascher street (east side), from Columbia avenue to Berks street, in the Nineteenth Ward. Seventh street (east side), from Oxford street to Columbia avenue, in the Twentieth Ward. Manor street, two hundred and fifty-two (252) feet southeast of Adams street; Bolton avenue, from Ridge avenue to Mitchell street; Adams street, between Cedar street and Shur's lane; Lauriston street, from Righter to Vicaris street, in the Twenty-first Ward. Stenton avenue, from Fisher's lane to Wyalusing avenue; Bellfield avenue, between Mill and Penn streets; Nash (late Cedar lane) and Bullwerck streets, from High street to Walnut lane; Woodbine avenue, from its present termination to Sprague street; Harrison street, between Manheim and Scymour streets; Woodbine avenue, between Chew and Bloyd streets; Mercer street, from Bringhurst to Callom street, in the Twenty-second Ward. Wakeling street, from Frankford avenue to Willow street; Haworth street, from Frankford avenue to Willow street, in the Twenty-third Ward. Hutton street, between Parrish and Ogden streets; Mantua avenue, from Thirty-third to Thirty-fifth street; Reno street, from Thirty-eighth to Thirty-ninth street, in the Twenty-fourth Ward. Jasper street, from Wishart street to Allegheny avenue; Wishart street, between Jasper street and Frankford avenue, in the Twenty-fifth Ward. Mountain street, from Eighteenth to Nineteenth street; Pierce street, from Seventeenth to Eighteenth street, and Watkins street, from Seventeenth to Eighteenth street; Eighteenth street, from Watkins to Pierce street;

Eighteenth street, from Tasker to Morris street; Fifteenth street (west side), from Federal to Wharton street, in the Twenty-sixth Ward. Hanson street, from Forty-ninth street to Greenway avenue, in the Twenty-seventh Ward. Thirteenth street, from Lehigh avenue to Somerset street; Oakland and Tucker streets, from Fifteenth to Sixteenth street; Fifteenth street, from Lehigh avenue to Huntingdon street; Eighteenth street (east side), from Ontario to Tioga street; Twenty-second street, from Allegheny avenue to Tioga street, and from Lehigh avenue to York street; Park avenue, from Lehigh avenue to Cambria street; Philadelphia street, from York to Cumberland street, in the Twenty-eighth Ward. Dickinson street, from Tulip to Cedar street; Trenton avenue (east side), from East Dauphin to East Norris street, in the Thirty-first Ward. Diamond street (north side), from Twenty-eighth street west, to connect with pipe east of Twenty-ninth street; Twenty-eighth street (west side), from Diamond street to Susquehanna avenue; Susquehanna avenue (south side), from Twenty-eighth street two hundred (200) feet west, in the Thirty-second Ward. "D" street (west side), from Cambria street to Indiana avenue; Tioga street, from Sixth street to Sedgely avenue, in the Thirty-third Ward. Westminster avenue (north side), from Fifty-third street westward, in the Thirty-fourth Ward.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of B. F. Dutton for the construction of a main sewer on Lippincott street, across Second street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of B. F. Dutton for the construction of a main sewer on Lippincott street,

across Second street, be and the same is hereby approved, and that Thomas McCullough be and he is hereby approved as surety of the said B. F. Dutton for the faithful performance of the said contract : *Provided*, That the said contract shall contain a clause that the said sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: For sewer $10\frac{1}{4}$ feet in diameter, including about thirty (30) feet of 2' 4' by 3' 6' feet and cost of inspection and all other appurtenances, per linear foot, the sum of twenty-eight (28) dollars and fifty-two (52) cents ; for additional 12-inch terra-cotta pipe not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents. The total cost of the work to be done shall not exceed the sum of five thousand five hundred and forty (5540) dollars. And the City Solicitor is directed to file an agreement of record restricting the lien of the judgment to be entered against the said Thomas McCullough to premises No. 3901 Fairmount avenue and No. 3 North Twenty-second street.

Approved the Twenty-first day of October, A D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of James F. Kennedy for the construction of a main sewer on Clearfield street, between Sixth street and Ninth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of James F. Kennedy for the construction of a main sewer on Clearfield street, between Sixth street and Ninth street, be and the same is hereby approved, and that Catharine Kennedy be and she is hereby approved as surety of the said James F. Kennedy

for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: For sewer $9\frac{1}{2}$ feet in diameter, per linear foot, including all appurtenances, the sum of eighteen (18) dollars and nineteen (19) cents; for sewer $8\frac{1}{2}$ and $7\frac{1}{2}$ feet in diameter, per linear foot, including all appurtenances, the sum of eighteen (18) dollars and nineteen (19) cents; for junction chamber, including all appurtenances, the sum of seven hundred (700) dollars; for additional twelve-inch terra-cotta pipe not in concrete, laid in place, per linear foot, the sum of (1) dollar and ten (10) cents; the total cost of the work to be done shall not exceed the sum of nineteen thousand four hundred (19,400) dollars. And the City Solicitor is directed to file an agreement of record restricting the lien of the judgment to be entered against the said Catharine Kennedy to the following premises, viz.: Nos. 2421 and 2423 Spring Garden street; Nos. 2307 and 2311 Pennsylvania avenue; and No. 546 North Twenty-third street.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Marshall Bros. & Co., Iron Manufacturers, to lay a 4-inch pipe across Beach street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to Marshall Bros. & Co., Iron Manufacturers, of Philadelphia, to lay one enclosed pipe, 4 inches in diameter, under Beach street, from No. 1201 to 1162, for the purpose of conveying steam. Said pipe to be laid under the super-

vision of the Director of the Department of Public Works, and shall be at no expense to the City for repaving over same. And that the sum of fifty (50) dollars be paid into the City Treasury for publication of this ordinance: *Provided*, That the privilege hereby granted may be revoked at any time by the passage of a resolution or ordinance to that effect.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of John McCann for the construction of a main sewer on Tenth street and Germantown avenue to Clearfield street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of John McCann for the construction of a main sewer on Tenth street and Germantown avenue to Clearfield street be and the same is hereby approved; and that the West Philadelphia Title and Trust Company of Philadelphia be and it is hereby approved as surety of the said John McCann for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: For sewer 5 feet in diameter, per linear foot, including all appurtenances, the sum of seven (7) dollars and eighty (80) cents; for sewer 4 feet in diameter, per linear foot, including all appurtenances, the sum of seven (7) dollars and eighty (80) cents; for sewer 3 feet in diameter, per linear foot, including all appurtenances, the sum of two (2) dollars and thirty (30) cents; for additional 12-inch terra-cotta pipe not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents. The total cost of the

work to be done shall not exceed the sum of five thousand six hundred (5600) dollars.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Martin, Toland, West Loudon, Devon, Tacona, Bullwark, Bouvier, Tucker, Oakland, Tree and Daly streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be and is hereby authorized to place upon the plan of the City, Martin street, forty feet wide, from Ridge avenue to Jennett street, in the Twenty-first Ward; Toland street and West Loudon street, forty feet wide, from Germantown avenue to Green street, in the Twenty-second Ward; Devon street, forty feet wide, from Woodbine to Locust avenues, in the Twenty-second Ward; Tacona street, forty feet wide, from Manheim to Seymour street, in the Twenty-second Ward; Bullwark street, forty feet wide, from High street to Walnut lane, in the Twenty-second Ward; Bouvier street, thirty feet wide, from York to Cumberland street, in the Twenty-eighth Ward; Tucker and Oakland streets, thirty feet wide, from Fifteenth to Sixteenth street, in the Twenty-eighth Ward; Tree and Daly streets, thirty feet wide, from Tenth to Eleventh street, in the First Ward: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to

obtain releases from all such owners of all damages that may arise hereof before this ordinance shall go into effect.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To construct a retaining wall on the southwest side of Terrace street, at the intersection of Roxborough avenue, in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and is hereby authorized to construct a retaining wall on the southwest side of Terrace street, at the intersection of Roxborough avenue, in the Twenty-first Ward; cost of said wall not to exceed eight hundred (800) dollars, and to be taken out of the item for grading in the annual appropriation of the Department of Public Works, Bureau of Highways.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Tree, Eleventh, Twelfth, Jackson, Thirteenth, Adams, Wharton, Anna and Ontario streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be and is hereby authorized and

directed to grade the following streets to the established grade of the City, viz. : Tree street, from Eleventh to Twelfth street, at a cost not to exceed one hundred and fifty (150) dollars; Eleventh street, from Snyder avenue to Moyamensing avenue, at a cost not to exceed six hundred (600) dollars; Twelfth street, from Snyder avenue to two hundred and fifty (250) feet south of Jackson street, at a cost not to exceed two hundred and fifty (250) dollars; Jackson street, from Eleventh to Thirteenth street, at a cost not to exceed four hundred (400) dollars; Thirteenth street, from Jackson to Wolf street, at a cost not to exceed two hundred and seventy-five (275) dollars; Adams street, from Manayunk avenue to Adrian street, at a cost not to exceed thirteen hundred (1300) dollars; Wharton street, from Twenty-eighth to Thirty-first street, at a cost not to exceed eight hundred (800) dollars; Anna street, from Thirty-first to Natrona street, at a cost not to exceed four hundred and fifty (450) dollars; and Ontario street, from Front to "B" street, at a cost not to exceed seven hundred and fifty (750) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for, and the contract awarded to the lowest bidder.

Approved the twenty-first day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Church of the Nativity to erect a frame chapel at the southeast corner of Eighteenth and EStaugh streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Church of the Nativity be and are hereby granted permission to erect a frame chapel

on their ground situated southeast corner of Eighteenth and Estaugh streets: *Provided*, Said chapel shall be removed at any time on the passage of a resolution or ordinance to that effect, without notice.

Approved the twenty-fourth day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To allow Robert Thomas & Son to maintain a frame shed for the storage of lumber on east Mount Airy avenue, Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Robert Thomas & Son be and they are hereby granted permission to maintain upon their property, on the southeast side of Mount Airy avenue, east of Main street, Twenty-second Ward, a frame shed for the storage of lumber, twenty-six (26) feet long, twenty-six (26) feet wide, and sixteen (16) feet high, now erected thereon: *Provided*, The permission granted by the ordinance for the continuance and maintenance of the shed may be revoked at any time by the passage of an ordinance or resolution to that effect, and that Robert Thomas & Son shall pay into the City Treasury fifty (50) dollars for the publication of this ordinance.

Approved the twenty-fourth day of October, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to the North Fifteenth Street M. E. Church to erect a temporary frame building on the lot on east side of Fifteenth street, below Allegheny avenue, in the Twenty-eighth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That permission be and the same is hereby granted to the North Fifteenth Street M. E. Church to erect a temporary frame building on lot on east side of Fifteenth street, below Allegheny avenue, to be used for church purposes: *Provided,* The said building shall be removed at any time on the passage of a resolution or an ordinance to that effect.

Approved the twenty-fourth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To set aside for school purposes lot of ground owned by the City on northwest corner of Thirty-fifth street and Fairmount avenue, and repealing an ordinance approved July 2, 1889, setting aside for school purposes a portion of a lot of ground owned by the City on west side of Thirty-fifth street, between Fairmount avenue and Aspen street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the portion of the lot of ground owned by the City and occupied by the Bureau of Water, on the northwest corner of Thirty-fifth street and Fairmount avenue (formerly Silverton avenue), in the Twenty-fourth Ward, be and the same is hereby set aside for school purposes, as follows: One hundred and sixty (160) feet on Thirty-fifth street, extending on the west side of Thirty-fifth

street from Fairmount avenue to Atlanta street; one hundred and fifty-seven (157) feet six (6) inches on the north side of Fairmount avenue, and extending on the north side of Thirty-fifth street to Pear street; one hundred and sixty (160) feet on the east side of Pear street, and extending from Fairmount avenue to Atlanta street; and one hundred and fifty-seven (157) feet six (6) inches on south side of Atlanta street, and extending from Thirty-fifth street to Pear street.

SECT. 2. That the ordinance approved July 2d, 1889, setting aside for school purposes a portion of the lot of ground owned by the City situate on the west side of Thirty-fifth street, between Fairmount avenue and Aspen street, in the Twenty-fourth Ward, be and the same is hereby repealed.

Approved the twenty-seventh day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Union Passenger Railway Company to extend its tracks on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That in accordance with a further supplement to an act to incorporate The Union Passenger Railway Company, approved November 22, 1873, said company is hereby authorized to extend its routes and lay its tracks, as follows: On Memphis street, from Vienna to Norris street, connecting at both ends with existing tracks; from present track at Twenty-second and York streets, along Twenty-second street to Dauphin street, thence along Dauphin street to Fourth street, and thence along Fourth street to York street, and thence along York street to Twentieth street, connecting at both ends with existing tracks; and on Morris and Tasker streets, from the Schuylkill to the Delaware rivers, connecting

with Seventh and Ninth streets, using Otsego street for the eastern circuit, and Schuylkill avenue for the western circuit: *Provided*, That said company, shall have the right to use Eighteenth street temporarily for its western circuit until Morris street is graded to Twenty-second street, then to use Twenty-second street for its western circuit, and as every four streets are opened, then to extend its western circuit to said fourth street until Schuylkill avenue is reached: *Provided, however*, That said tracks shall be removed from the streets abandoned as the western circuit, unless they be in use for another branch of said company. The work of laying the tracks shall be under the supervision of the Department of Public Works, after the plans have first been approved by the Board of Surveyors and the Board of Highway Supervisors. Before the granting of a permit by the Board of Highway Supervisors said company shall pay into the City Treasury fifty (50) dollars for printing this ordinance.

Approved the twenty-eighth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

RESOLUTION

Of instruction to the Director of Public Works to permit the managers of the Home for Incurables to make connections with the water-pipe on Forty-eighth street, and directing the Clerks of Councils to present this resolution to the Mayor.

Resolved, by the Select and Common Councils of the City of Philadelphia, That the Director of the Department of Public Works be and is hereby instructed to permit the managers of the Home for Incurables, at Forty-eighth street and Woodland avenue, Twenty-seventh Ward, to make connections with the water-pipe on Forty-eighth street, in front of the Home property, without the payment of the frontage charge therefor. The said connection to be made to supply the Home with water. And the Clerks of Councils are hereby

authorized and directed to present this resolution to the Mayor for his approval or disapproval.

Approved the twenty-eighth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting the consent of Councils to establish a cemetery in the rural portion of the Twenty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Isaac Levi, Benjamin F. Houseman, Isaac Marquis, Maurice Houseman and Walter Scott and others, incorporators of a cemetery company known or to be known as the Har Nebo Cemetery Company, be and they are hereby authorized, and consent is hereby granted to them and their successors, to establish and maintain a cemetery upon grounds situate on the easterly side of the Middle or Frankford and Oxford Turnpike road, in the late township of Oxford, now a portion of the Twenty-third Ward of said City, bounded southeasterly by lands late of Clement Comly, northeasterly by lands now or late of David Williams, and northwesterly, westerly and southwesterly by the middle line of said road, containing ten acres, more or less: *Provided*, That before said ordinance shall take effect the said cemetery company shall pay into the City treasury the sum of fifty dollars to pay for printing this ordinance: *Provided also*, That no additional land shall be added to the ten acres now contemplated to be used for cemetery purposes without the consent of Councils by ordinance first being obtained, and that an official plan showing the exact bounds of the land hereby authorized to be used as a cemetery shall be filed with the Department of Public Works, Bureau of Surveys, before the ordinance shall be of any effect or virtue.

Approved the thirtieth day of October, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting the Atlantic Refining Company permission to construct a railroad track to connect their premises with the Delaware Extension of the Pennsylvania Railroad.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby given to the Atlantic Refining Company to construct a railroad track across the property of the City to connect the property of the Atlantic Refining Company with the Delaware Extension of the Pennsylvania Railroad. The said track to begin at a switch in the main siding (leading to the Point Breeze Gas Works) Delaware Extension Pennsylvania Railroad and situate two feet more or less south, and sixteen feet more or less west of the intersection of the central lines of Twenty-ninth and Wolf streets, thence curving northeastward with a radius of three hundred and fifty feet for a distance of three hundred and sixty-five feet to a stake, thence by a tangent thirty-seven feet more or less to lands of the Atlantic Refining Company, the said track crossing Thirtieth street and parts of Twenty-ninth and Wolf streets, and also crossing certain lands owned by the City of Philadelphia. The said railroad track shall be laid under the supervision and to the satisfaction of the Department of Public Works; the track shall be removed at any time on the passage of an ordinance or resolution to that effect, and fifty dollars shall be first paid by the Atlantic Refining Company into the City Treasury for the printing of this ordinance.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of the Vulcanite Paving Company for the laying of granolithic and ordinary cement floors at the New County Prison.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of the Vulcanite Paving Company for the laying of granolithic and ordinary

cement floors at the New County Prison, in the Twenty-third Ward of the City of Philadelphia, be, and the same is hereby approved, and that the Commonwealth Title Insurance and Trust Company be, and it is hereby approved as surety of the said Vulcanite Paving Company for the faithful performance of the said contract.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to J. B. Stetson to erect an iron bridge across Cadwalader street, between Montgomery and Columbia avenues, in the Nineteenth Ward, to connect his manufactories.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to J. B. Stetson to erect an iron bridge at an height of not less than twenty (20) feet from the street level across Cadwallader street, between Montgomery and Columbia avenues, to connect his manufactories on either side of Cadwalader street; the plans for the bridge to be approved by the Department of Public Works, and the said bridge to be erected under the supervision of the Department of Public Works: *Provided*, That the bridge shall be removed on the passage of an ordinance or resolution to that effect, without notice, and without expense to the City: *Provided also*, That the sum of fifty (50) dollars shall be first paid into the City treasury for the printing of this ordinance.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Eleventh, Jefferson and Hansberry streets, Pulaski avenue and Monument road, Sixty-third street, Sedgely avenue, Clearfield street and Park avenue, Thirteenth, Camac, Twelfth, Thirty-fourth and Bowman streets and Fairview avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz.: Eleventh street, from Snyder avenue to Jackson street, at a cost not to exceed six hundred (600) dollars; Jefferson street, from Duval to Johnson street, at a cost not to exceed one hundred and sixty-five (165) dollars; Hansberry street, from Laurens street to Wissahickon avenue, at a cost not to exceed fifteen hundred (1500) dollars; Pulaski avenue, from Queen to Hansberry street, at a cost not to exceed four hundred and twenty-five (425) dollars; Monument road, from City avenue to Conshohocken avenue, at a cost not to exceed fifteen hundred (1500) dollars; Sixty-third street, from Woodland avenue to Greenway avenue, at a cost not to exceed two hundred (200) dollars; Sedgely avenue, from Clearfield street to Germantown avenue, at a cost not to exceed twenty-one hundred (2100) dollars; Clearfield street, from Broad street to Sedgely avenue, at a cost not to exceed one hundred and seventy-five (175) dollars; Park avenue, from Clearfield street to Allegheny avenue, at a cost not to exceed five hundred and twenty (520) dollars; Thirteenth street, from Clearfield street to Allegheny avenue, at a cost not to exceed nine hundred and fifty (950) dollars; Camac street, from Allegheny avenue to Sedgely avenue, at a cost not to exceed thirteen hundred and seventy-five (1375) dollars; Twelfth street, from Sedgely avenue to Allegheny avenue, at a cost not to exceed six hundred and fifteen (615) dollars; Thirty-fourth street, from Indian Queen lane to Queen street, at a cost not to exceed twenty eight hundred (2800) dollars; Bowman street, from Thirty-third to Thirty-fourth street, at a cost not to exceed eight hundred and fifty (850) dollars; and Fairview avenue, from Indian Queen lane to Thirty-fourth street, at a cost not to exceed three thousand (3000) dollars. The owners of property fronting on said streets shall grade curb and pave

their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Twelfth, Thirteenth, Clearfield, Gratz, Reno, Emily, Camac, Morris, Eleventh and Orianna streets, Sedgley and Park avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with sheet asphaltum, with broken stone vulcanite base and binder, viz.: Park avenue, from Clearfield street to Allegheny avenue, cost to the City not to exceed four hundred and twenty-five (425) dollars; Camac street, from Allegheny avenue to Sedgley avenue, cost to the City not to exceed three hundred and twenty-five (325) dollars; Twelfth street, from Sedgley avenue to Allegheny avenue, cost to the City not to exceed four hundred and twenty-five (425) dollars; Thirteenth street, from Clearfield street to Allegheny avenue, cost to the City not to exceed four hundred (400) dollars; Clearfield street, from Broad street to Sedgely avenue, cost to the City not to exceed one thousand two hundred and fifty (1250) dollars; Sedgely avenue, from Clearfield street to Germantown avenue, cost to the City not to exceed eight hundred and fifty (850) dollars; Gratz street, from Diamond street to Susquehanna avenue, cost to the City not to exceed one thousand one hundred and fifty (1150) dollars; Reno street, from Thirty-eighth to Thirty-ninth street, without cost to the City. The following streets with vitrified paving bricks viz.: Emily street, from Tenth to Eleventh street, cost to the City not to exceed one hundred (100) dollars; Morris street, from Cheltenham avenue to

Rittenhouse street, and Lehman street, from Morris street to Wissahickon avenue, cost to the City not to exceed one thousand (1000) dollars. The following streets with granite, Pennsylvania or Lambertville blocks with gravel joints: Eleventh street, from Snyder avenue to Jackson street, cost to the City not to exceed one thousand (1000) dollars; Orianna street, from Cumberland to Huntingdon street, cost to the City not to exceed one hundred and twenty-five (125) dollars; Park avenue, from Lehigh avenue to Somerset street, cost to the City not to exceed one thousand six hundred (1600) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Gray's Ferry road, from Woodland avenue to Forty-seventh street, without a sewer being first laid.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to pave Gray's Ferry road, from Woodland avenue to Forty-seventh street, in accordance with ordinance approved April 10, 1890, without a sewer being first laid therein.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Chew, Heiskell and Price streets, Cedar lane, Leiper street and Monument road.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Chew street, from Gorgas to Mount Pleasant street; Heiskell street, from Willow avenue to Cedar lane, and from High street to East Walnut lane; Price street, from Willow avenue to Cedar lane; and Cedar lane, from Price to Haines street, in the Twenty-second Ward; Leiper street, from Church or Pine to Adams street, in the Twenty-third Ward; and Monument road, from City avenue to Conshohocken avenue, in the Twenty-fourth Ward.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Director of the Department of Public Works to grant permission to Messrs. Nixon & Zimmerman to repave with sheet asphalt Broad street, between Locust and Spruce streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized to grant per-

mission to Messrs. Nixon & Zimmerman to repave with sheet asphalt, with broken stone vulcanite base and binder, Broad street, between Locust and Spruce streets: *Provided*, Said work shall be done in accordance with an ordinance entitled "An Ordinance to authorize the Director of the Department of Public Works to grant permission, when advisable, to the owners to pave or repave the street in front of their properties with granite, Pennsylvania or Lambertville blocks, sheet asphaltum, asphaltum blocks, or vitrified bricks, where the City will be at no cost or expense," approved the 23d day of November, 1887: *Provided further*, That the old material shall become the property of the City.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To permit the owner of sidewalk on the Germantown Battle-Ground, on Cliveden avenue, between Morton street and Germantown avenue, to occupy the same in its present condition.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That, in accordance with the suggestion of the Mayor, the owner of the sidewalk on the old Germantown Battle-Ground, on Cliveden avenue, between Germantown avenue and Morton street, be permitted to occupy the sidewalk in its present condition until otherwise ordered by ordinance of Councils: any ordinance or parts of ordinance inconsistent herewith, so far as this sidewalk is concerned, be, and the same are hereby suspended.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the laying of gas-pipe on certain streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to lay gas-pipe on the following streets, viz.: Eleventh street, from Snyder avenue to Jackson street; Watkins street, between Fifth and Sixth streets; Taylor street (north side), between Tenth street and Passyunk avenue; Dickinson street (south side), between Tenth street and Passyunk avenue; Mercy street, from Front to East Second street, in the First Ward. Howard street (west side), from Montgomery avenue to Berks street; American street (east side), from Norris to Diamond street, in the Nineteenth Ward. Latona street, from Thirty-second to Thirty-third street; Reed street (north side), from Juniper to Broad street; McNeil avenue, from Mifflin to Moore street; Twelfth street (east side), from Aman to Guirey street, in the Twenty-sixth Ward. Mundell street, from Fifteenth to Sixteenth street; Fifteenth-and-a-half (or Hicks) street, from Lehigh avenue to Mundell street; Fifteen-and-three-quarters (or Sydenham) street, from Lehigh avenue to Mundell street; Carlisle street, from Clearfield street to Allegheny avenue; Twenty-ninth street, from York street to Lehigh avenue; Thirty-fifth street, from Fairview avenue to Penn street; Fisk street, from Cresson to Thirty-sixth street; Kenderton street, from Tioga to Venango street; Borie avenue, from Broad to Fifteenth street; Delaware street, from Twentieth to Twenty-first street; Queen street, from Wissahickon avenue to Thirty-fifth street; Twelfth street, from Dauphin to York street; Opal and Garnet streets, from Dauphin to York street; Venango street, from Broad street to Germantown avenue; Seventeenth street, from Glenwood avenue to Indiana street, in the Twenty-eighth Ward. Hazzard street, from Coral street to Kensington avenue; Letterly street, from Kensington avenue to Amber street; Dickinson street, from Trenton avenue to Cedar street; Emlen street, from Sepviva to Gaul street, in the Thirty-first Ward. Diamond street, from Twenty-eighth street west, to connect with pipe east of Twenty-ninth street; Page street, from Thirty-first to Thirty-second street; Diamond street (south side), from

2904 two hundred feet westward; Susquehanna avenue (south side), from Eighteenth street to 70 feet east of Nineteenth street, in the Thirty-second Ward. Ella street and "A" or Fillmore street, from Cambria to Indiana street; "K" street, from Kensington avenue to Venango street; Ninth street (east side), from Somerset to Cambria street; Eighth street, from Somerset to Cambria street; Somerset street, from Eighth to Ninth street; Darien street, from Somerset to Cambria street, in the Thirty-third Ward. Hunter's lane, from Fifty-fourth to Fifty-sixth street; Fifty-five-and-a-half street, from Lansdowne avenue to Oxford street; Fifty-sixth street, from Lansdowne avenue to Lancaster avenue; Oxford street, from Lancaster avenue to Fifty-sixth street; Lancaster avenue, from Jefferson to Fifty-sixth street, in the Thirty-fourth Ward: *Provided*, Said streets are first placed on the City Plan and properly dedicated and opened.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend ordinance entitled "An Ordinance to authorize the paving of Thirty-first, Natrona, Hollingsworth, Thirty-second, Giles, East Second, Third and Rosehill streets, and intersections of Seventeenth street with Erie and Pulaski avenues," approved September 23, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the paving of Thirty-first, Natrona, Hollingsworth, Thirty-second, Giles, East Second, Third, and Rosehill streets, and intersections of Seventeenth street with Erie and Pulaski avenues," approved September 23, 1890, be amended by inserting the words "with broken stone vulcanite base and binder" after the words "sheet asphaltum," so that said ordinance shall read "paving with sheet asphaltum, with broken stone vulcanite base and binder."

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To permit the owners of property to pave Fifty-fifth street, from Hunter's lane to Lancaster avenue, and Jefferson street, from Fifty-fifth street to about 105 feet westward, without cost to the City.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be hereby authorized and directed to permit the owners of property to pave with sheet asphaltum, with broken stone-vulcanite base and binder, Fifty-fifth street, from Hunter's lane to Lancaster avenue, and Jefferson street, from Fifty-fifth street to a point about 105 feet westward, without sewer being first constructed, or gas- or water-pipe being first laid in said Jefferson street. The said work to be done without any cost to the City. All ordinances or parts of ordinances inconsistent herewith notwithstanding.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines of McCallum street, from Lincoln avenue to Allen's lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to so revise the lines of McCallum street, from Lincoln avenue to Allen's lane, as to make the width thereof sixty feet: *Provided*, That the owners of property thereon shall first enter into an agreement to the satisfaction of the City Solicitor releasing the City from damages in excess of the sum of one thousand (1000) dollars.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines of Engle street, from Price street to Centre street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Bureau of Surveys, Department of Public Works, be and is hereby authorized to revise the lines of Engle street, from Price street to Centre street, in the Twenty-second Ward.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Bancroft and Ludlow streets and Springfield avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Bancroft street, from about 302 feet south of Moore street to Mifflin street; Ludlow street, from Thirtieth to Keen street; Springfield avenue, from about 200 feet southwest of Forty-ninth street to St. Bernard place.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriations to the Department of Public Safety and Board of Public Education for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.: From Item 18 (Bureau of Police), for the purchase of horses and keep of same for mounted police, two thousand five hundred (2500) dollars, to Item 34 (Bureau of City Property), for repairs and alterations to fire houses: *Provided*, That the Director of the Department of Public Safety make such alterations in the Chestnut Hill Police Station as are necessary for a fire station, and he is hereby authorized to make such alterations; from Item 1 (Bureau of Fire), for salaries, two hundred and fifty (250) dollars, to Item 4 (Bureau of Building Inspectors), for incidental expenses of office. From and to the following items in the appropriation for the Bureau of Health: From Item 9, for salaries of female nurses and laundresses, one hundred (100) dollars; from Item 11, for drugs, lime, coffins and burial expenses, one hundred (100) dollars; from Item 18, for ice and repairs and expenses of ice-houses, fifty (50) dollars; from Item 19, for maintenance of telegraphic and telephone communication between the Health Office and the Lazaretto, one hundred (100) dollars; from Item 20, for salary of assistant physician and apothecary, three hundred (300) dollars; from Item 20, for salary of ambulance driver, three hundred (300) dollars; from Item 20, for salary of female nurses, three hundred (300) dollars; in all, one thousand two hundred and fifty (1250) dollars. To Item 8, for rent and cleaning the office of the Health Officer and additional room or rooms, two hundred and fifty (250) dollars; to Item 10, for clothing, bedding, brushes, furniture, soap, cleansing and incidentals, one hundred (100) dollars; to Item 15, for insurance and general improvements to buildings, grounds and appurtenances, and for the introduction of a system of drainage and improved water supply at the Lazaretto, six hundred (600) dollars; to Item 32 $\frac{1}{2}$, for analysis of milk and incidentals, three hundred (300) dollars, in the annual appropriation to the Department of Public Safety for the year 1890. From Item 1, for salaries of teachers, nine thousand seven hun-

dred and forty-three (9743) dollars and sixty-five (65) cents; from Item 11 $\frac{1}{2}$, to pay salaries of nineteen teachers for four months of 1889, one thousand six hundred and eighty-three (1683) dollars and thirty-five (35) cents; from Item 14, for removal of ashes, three hundred and seventy-three (373) dollars; from Item 51, for salary of inspector of hot air furnaces and steam heaters, four hundred and eight (408) dollars and thirty-four (34) cents; in all, twelve thousand two hundred and eight (12,208) dollars and thirty-four (34) cents. To Item 11, for general repairs and alterations, three thousand (3000) dollars; to Item 20, for books and stationery, four thousand (4000) dollars; to Item 25, for printing annual report, etc., three thousand five hundred (3500) dollars; to Item 33, for blank books, stationery, incidentals and repairs for office, eight hundred (800) dollars; to Item 34, for salaries of architect and supervisor, etc., four hundred and eight (408) dollars and thirty-four (34) cents; to Item 36, for extraordinary and accidental repairs, five hundred (500) dollars, in the annual appropriation to the Board of Public Education for said year.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to John B. White to retain platform scales on Harland street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to John B. White to retain the platform scales on the south side of Harland street, between Eighteenth and Nineteenth streets. The permission hereby granted shall be revoked upon the passage of a resolution or ordinance to that effect, without notice, and shall be removed and the street placed in good order at the expense of said John B. White: *Provided*, That fifty (50) dollars shall first be paid into the City Treasury to pay for printing this ordinance.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Richard Binder to lay a steam-pipe under and across Thirteenth street, between Market and Chestnut streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission is hereby granted to Richard Binder to lay under and across Thirteenth street, between Market and Chestnut streets, an iron pipe, not exceeding six inches in diameter, to connect his place of business at No. 35 South Thirteenth street with that of John Wanamaker, on the west side of said street. The pipe to be used for the purpose of conveying steam from Mr. Wanamaker's building to that of Mr. Binder. Said pipe to be laid under the supervision of the Department of Public Works, and subject to the latter's approval as to plan and work: *Provided*, That said Richard Binder shall first enter into an agreement with the City of Philadelphia to be approved by the City Solicitor, obligating himself to be responsible for all damages that may be caused by reason of this privilege being granted to him so long as the pipes shall remain in said streets, and shall repair and repave that part of the streets opened for the pipes and shall also repair all defects in those streets that may appear from time to time to be caused by the openings so long as this privilege shall be retained by the said individual whenever requested by the Director of the Department of Public Works to put the streets in order: *Provided*, That the privilege hereby granted shall be revocable at any time without notice by the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall first be paid into the City Treasury to pay for printing this ordinance.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Moyamensing avenue, from Fourth street to Fifth street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to strike from the City Plan Moyamensing avenue, from Fourth street to Fifth street, in the First Ward.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Brunner, Daly, Fairhill, Fox, Fernon, Linmore, Pierce, Potter, Reece, Underhill and Watkins streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be and is hereby authorized to place upon the City Plan Brunner street, forty (40) feet wide, from Wayne street to Clarissa street; Daly street, thirty (30) feet wide, from Twelfth street to Thirteenth street; Fairhill street, thirty (30) feet wide, from Argyle street to Wolf street; Fox street, forty (40) feet wide, from Westmoreland street to Venango street; Fernon street, thirty (30) feet wide, from Fifth street to Sixth street; Linmore street, thirty (30) feet wide, from Forty-sixth street to Forty-seventh street; Pierce street, thirty-five (35) feet wide, from Seventeenth street to Eighteenth street; Potter street, thirty (30) feet wide, from Clearfield street to "F" street; Reece street, thirty (30) feet wide, from Argyle street to Wolf street; Underhill street, sixty (60) feet wide, from Cheltenham avenue to Haines street; and Watkins street, thirty-five (35) feet wide, from Seventeenth street to Eighteenth street: *Provided*, That the owners of the said streets shall first dedicate the same as public highways, or shall first file a

bond, or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the Director of the Department of Public Works to draw, and the City Controller to countersign, warrants to pay the Vulcanite Paving Company, B. M. Shanley and John M. Mack for paving certain streets," approved March 27, 1889.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Section 1 of an ordinance entitled "An Ordinance to authorize the Director of the Department of Public Works to draw, and the City Controller to countersign, warrants to pay the Vulcanite Paving Company, B. M. Shanley and John M. Mack for paving certain streets," approved March 27th, 1889, be altered and amended by inserting after the words "Diamond street, between Front and Second streets, with sheet asphaltum," the words and figures "also a warrant in favor of the Vulcanite Paving Company for four hundred and twelve (412) dollars, for work done in repaving Mount Vernon street, from Twenty-second street westward," and by striking out the words and figures "for the year 1889." All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twelfth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the extension of the underground electrical service on Spring Garden street, from Broad street to North Sixth street.

SECTION 1. *The Select and Common Councils of the City of Philadeldhia do ordain,* That the Department of Public Safety be, and is hereby authorized to lay conduits and cables and erect posts and mast arms for the extension of the underground electrical service on Spring Garden street, from Broad street to North Sixth street, the cost of the same to be taken from Item 11, in the annual appropriation to the Department of Public Safety (Electrical Bureau), "For cables, conduits, manholes, posts, mast arms, materials and labor for underground electrical service."

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the removal and relocation of electric lights in the Twenty-fifth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the following electric lights in the Twenty-fifth Ward be removed and relocated as follows, viz.: Remove the electric light from the northwest corner of Almond street and Allegheny avenue, and relocate it on the northwest corner of Allegheny avenue and Belgrade street. The work to be done under the supervision of the Department of Public Safety. The sum of fifty (50) dollars for printing this ordinance shall, before the work herein authorized is completed, be paid by the Rev. Francis S. Quinn.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the removal of the electric lights from the east to the west side of Broad street and to erect poles and fixtures for suspending the lights.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Safety is hereby authorized and directed to erect on the west side of Broad street, from Chestnut street southward, the necessary poles and fixtures to connect with the underground electric wires on said west side of Broad street, and on the completion of the work the said Department is authorized and directed to remove the lights now on the east side of said street to the west side thereof. The poles shall be erected so that there shall be two to each square between Chestnut and Reed streets, and the lights shall be suspended therefrom by extended arms. The expense to be paid for out of Item 11, for the extension of the underground electric system in the annual appropriation to the Department Public Safety (Electrical Bureau) for 1890.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the purchase of properties Nos. 1134 Ogden and 1135 Myrtle street and to make an appropriation therefor.

SECTION 1. *To the Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby directed to examine the title to the lot of ground with building No. 1134 Ogden street three hundred and six (306) feet five (5) inches west of Eleventh street, containing in front on said Ogden street sixteen (16) feet and extending in depth thirty-eight (38) feet. Also, the lot with building No. 1135 Myrtle street, three hundred and seventeen (317) feet nine (9) inches west of Eleventh street, containing in front on said Myrtle street sixteen (16) feet and extending

in depth forty (40) feet on the east line and thirty-seven (37) feet on the west line, and if he approves of the same, to cause a conveyance of the said lots and buildings to be made to the City of Philadelphia in fee, the consideration therefor to be the sum of seven thousand (7000) dollars.

SECT. 2. The sum of seven thousand (7000) dollars be, and the same is hereby appropriated to the Board of Public Education out of Item 46 of an ordinance approved December 28, 1889, "To make an appropriation to the Board of Public Education for the year 1890," to pay for the lots and buildings described in the first section hereof. Warrants to be drawn by the Board of Public Education in conformity with existing ordinances.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Tradesmen's Grain Elevator and Storage Company to maintain a frame structure on top of its four-story brick building on the east side of St. David's street, between Race and Vine streets, in the Tenth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and the same is hereby granted to the Tradesmen's Grain Elevator and Storage Company to maintain a frame structure, about twenty feet high, entirely covered with corrugated iron, on its four-story brick building on the east side of St. David's street, between Race and Vine streets, in the Tenth Ward: *Provided*, That the said The Tradesmen's Grain Elevator and Storage Company shall pay into the City Treasury fifty (50) dollars for the printing of this ordinance: *And provided further*, That the said frame structure shall be removed at any time on the passage of a resolution or ordinance to that effect, without notice.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of American and Guenther streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz. : east side of American street, from Norris to Diamond street, in the Nineteenth Ward; and Guenther street from Wharton to Reed street, in the Twenty-sixth Ward. *Provided*, That the owners of Property in the vicinity of each of said streets first file a satisfactory ageeement or bond with the City Solicitor indemnifying the City against all damages by reason of the opening of said streets.

SECT. 2. Upon the filing of the bonds provided for in Section 1, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Tioga street and Cemetery avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established grade of the City, viz. : Tioga street, from Frankford avenue to Joyce street, at a cost to the City not to exceed two hundred and

seventy-five (275) dollars; Cemetery avenue, from Frankford avenue to 222 feet northwest of Emerald street, at a cost not to exceed one hundred and twenty-five (125) dollars. The owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Comly, Clearfield, Ella, "A" or Fillmore, Hartville, Westmoreland and Ontario streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz.: Comly street, from Erdrick street to Bristol pike, and from Tacony road to Delaware River; Clearfield street, from Ormes to "C" street; Ella and "A" or Fillmore street, from Cambria to Indiana street; Hartville street, from Cambria to Clearfield street; Westmoreland street, from Lambert street to Delaware River; Ontario street, from Memphis street to Delaware River: *Provided*, The owners of property in the vicinity of said streets first enter into a satisfactory agreement or file a bond with the City Solicitor indemnifying the City against any damages for opening the same.

SECT. 2. Upon the filing of the agreement or bond provided for in Section 1, the Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets; upon the

filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of sewers on Allegheny avenue, Dohan, Donat, Lehman, Reno, Robin, Sepviva, Tulpehocken, Twelfth, Thirteenth and Twenty-second streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to construct the following sewers, viz. : on the south side of Allegheny avenue, from Broad street to Fifteenth street ; on Dohan street, from Forty-ninth street to Fiftieth street ; Donat street, from Lehman street to Rittenhouse street, and on Lehman street, from Donat street to Wayne street ; Robin street, from the sewer in Thirty-ninth street to a point two hundred and fifty-one feet west of Thirty-ninth street ; Sepviva street, from Cumberland street to York street ; Tulpehocken street, from Morton street to the Winghocking Creek ; Twelfth street, from Diamond street to Susquehanna avenue ; Thirteenth street, from the sewer south of Somerset street to Lehigh avenue, and on Twenty-second street, from Allegheny avenue to Ontario street ; Reno street, from Thirty-eighth to Thirty-ninth street : *Provided*, That the assessment for the sewer on Alleghany avenue be on the south side only.

SECT. 2. The Director of the Department of Public Works shall advertise, according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidders ; and it shall be a condition of said contract that the contractor shall accept the sums assessed upon and charged to the properties lying on the lines of said sewers, in manner and form authorized by ordinance entitled "An Ordinance regulating the assessment upon property for the construction of branch culverts or drains," approved May 12,

1866, and supplement thereto, approved February 16, 1869; any excess over and above said assessment, in addition to that provided for by ordinance entitled "An Ordinance authorizing the Chief Engineer and Surveyor to draw warrants for street intersections, man-holes, and legal deductions in the construction of branch sewers," approved April 3, 1868, to be charged to Item (for branch sewers) of annual appropriation made to the Department of Public Works (Bureau of Surveys), to an amount not exceeding the sum of nine thousand (9,000) dollars.

SECT. 3. The Director of the Department of Public Works shall not advertise for proposals for the construction of any of the sewers authorized by this ordinance until the streets are on the City Plan, legally opened and all the property abutting thereon assessed to full City rates: *Provided, however*, That where the properties are assessed at less than full City rates, and the streets on the plans are opened, he may advertise and award contracts upon the receipt of a duly executed agreement binding the owners to pay the regular assessment charges.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Wentz street and Westminster avenue upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be authorized to place upon the City Plan Wentz street, from Clarkson street to Tabor street, to be forty feet wide, and Westminster avenue, from Fifty-seventh street to Fifty-eighth street, to be not less than sixty feet wide.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Carlisle, Fernon, Hanson, Borie and Mundell streets upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, that the Department of Public Works be and is hereby authorized to place upon the City Plan Carlisle street, thirty feet wide, from Clearfield street to Allegheny avenue; Fernon street, thirty-five feet wide, from Fifth to Sixth street; Hanson street, thirty feet wide, from Forty-ninth street to Greenway avenue; Borie street, thirty feet wide, from Broad street to Fifteenth street; and Mundell street, thirty feet wide, from Fifteenth street to Sixteenth street: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the grade of Thirty-third street, from Fairview avenue to Penn street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be and is hereby authorized to revise the grades of Thirty-third street, from Fairview avenue to Penn street, in the Twenty-eighth Ward.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize curving of curb corners at street intersections and angles.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and it is hereby authorized to revise the curb lines on the confirmed City Plans at the street intersections and angles, so as to curve them with such radii as shall be best adapted to the locality.

SECT. 2. The cost of the work where the curb has not previously been set shall be paid for by the property owners who are now lawfully liable for the setting of curb, and where curb previously set is altered to a curve, the cost thereof shall be paid for by the City out of appropriations for that purpose to the Department of Public Works.

SECT. 3. The Department of Public Works is authorized to alter existing curbs in accordance with such revision, when appropriations have been made for that purpose by City Councils, wherever a street is being repaved with improved pavement or whenever public convenience requires it.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To grant permission to J. B. Stetson to lay a steam-pipe under and across Cadwalader street, between Montgomery and Columbia avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to J. B. Stetson to lay a six-inch iron steam-pipe, enclosed in an iron box 20 by 24 inches, under and across Cadwalader street, between Montgomery and Columbia avenues, in the Nineteenth Ward, for the purpose of connecting his manufactories on either side of the street. The said

pipe shall be of sufficient depth below the surface to clear all existing pipes, and shall be constructed under the proper supervision and direction of the Department of Public Works, in accordance with plans to be submitted to and approved in accordance with general ordinances by the Board of Highway Supervisors: *Provided*, That J. B. Stetson shall agree to be responsible for all damages that may be caused by reason of this privilege being granted to him, so long as the pipe shall remain in said street, and shall repair and repave that part of the street opened for the same, and shall also repair all defects in the street that may appear from time to time to be caused by the said opening, so long as this privilege shall be retained by him, whenever requested by the Director of the Department of Public Works to put the street in order: *And Provided*, That the privilege hereby granted shall be revocable at any time without notice by the passage of a resolution or ordinance to that effect: *Provided further*, That fifty (50) dollars shall first be paid into the City Treasury for printing this ordinance.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Barker street upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be and is hereby authorized to place upon the City Plan Barker street, forty feet wide, extending from Twentieth street to Twenty-first street.

Approved the Seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the construction of sewers on Barley, Clearfield, Cambria, Christian, Eleventh, Gebhard, Morris, Moore, Nineteenth, Orthodox, Ohio, Queen, Second and Tioga streets and Walnut lane.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to construct the following sewers, viz. : On Barley street, from Eleventh street to Quince street ; Clearfield street, from " F " street to " E " street ; Cambria street, from Kip street to Tusculum street ; Christian street, from Sixteenth street to Nineteenth street ; Eleventh street, from Snyder avenue to Jackson street ; Gebhard street, from Race street to Green's Court ; Morris street, from Seventeenth street to Eighteenth street ; Moore street, from Seventeenth street to Eighteenth street ; Nineteenth street, from South street to Fitzwater street ; Orthodox street, from Pierce street to the west side of the Philadelphia and Trenton Railroad ; Orthodox street, from Little Tacony Creek to the east side of the Philadelphia and Trenton Railroad ; Ohio street, from Quince street to Twelfth street ; Queen street, from Second street to the present sewer near Burd street ; Second street, from Tasker street to Morris street ; Tioga street, from Sixth street to Sedgely avenue, and on East Walnut Lane, from Morton street to the Wingohocking Creek.

SECT. 2. The Director of the Department of Public Works shall advertise according to law, announcing that bids will be received for the sewers above designated, and he shall allot them to the lowest bidders ; and it shall be a condition of said contracts that the contractor shall accept the sums assessed upon and charged to the properties lying on the lines of said sewers, in manner and form authorized by ordinance entitled " An Ordinance regulating the assessment upon property for the construction of branch culverts or drains," approved May 12, 1866, and supplement thereto, approved February 16, 1869 ; any excess over and above said assessment in addition to that provided for by ordinance entitled " An Ordinance authorizing the Chief Engineer and Surveyor to draw warrants for street intersections, manholes and legal deductions in the construction of branch sewers," approved April 3, 1868, to be charged to items (for branch sewers) of annual appropriation

made to the Department of Public Works (Bureau of Surveys) to an amount not exceeding twelve thousand (12,000) dollars.

SECT. 3. The Director of the Department of Public Works shall not advertise for proposals for the construction of any of the sewers authorized by this ordinance until the streets are on the City Plan, legally opened and all of the property abutting thereon assessed to full City rates: *Provided, however,* That where the properties are assessed at less than full City rates, and the streets on the plan are opened, he may advertise and award contracts upon the receipt of a duly executed agreement, binding the owners to pay the regular assessment charges.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Messrs. George McKay & Co. to erect a frame building roofed with corrugated iron on the east side of Sedgely avenue, between Twenty-sixth and Twenty-seventh streets, in the Thirty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That permission be and the same is hereby given to Messrs. George McKay & Co. to erect a frame building roofed with corrugated iron, eighteen feet front by one hundred and forty-four feet in length and about twelve feet high, to be used for the storage of cement and iron, on the east side of Sedgely avenue, between Twenty-sixth and Twenty-seventh streets, in the Thirty-second Ward of the City of Philadelphia: *Provided,* That the said George McKay & Co. shall first pay into the City Treasury the sum of fifty (50) dollars for the publication of this ordinance: *And provided also,* That the said frame building shall be removed at any time on the passage of a resolution or ordinance to that effect, without notice.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the opening of Apple, Ruth, Mather, Westmoreland and Venango streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to notify the owners of property over and through which the following streets will pass that, at the expiration of three months from the date of said notice, said streets will be required for public use, viz. : Apple street, from Shur's lane to Cedar street ; Ruth street, from Cambria to Orleans street ; Mather street, from Venango street to Erie avenue ; Westmoreland street, from Sixteenth to Broad street ; Venango street, from Broad street to Germantown avenue.

SECT. 2. The Mayor of the City is hereby authorized and directed to enter security on behalf of the City of Philadelphia for the payment of any damages which may be assessed by reason of the opening of said streets ; upon the filing of said bonds, and at the expiration of the said three months, the Director of the Department of Public Works shall forthwith proceed to open said streets.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Thomas Fitzgerald, publisher of the *Philadelphia Item*, to lay pipes under Jayne street, between Seventh and Eighth streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to Thomas Fitzgerald, publisher of the *Item*, to lay one encased pipe, six inches in diameter, under Jayne street, to connect the *Item* building, at the northwest corner of Seventh and Jayne streets, with the *Item* "annex" building, on the north side of said Jayne street, above Seventh street

(No. 716), for the purpose of conveying steam ; and also one pipe, ten inches in diameter, for water, electric lighting and pneumatic tubes ; said pipes to be laid under the proper supervision and direction of the Department of Public Works, in accordance with the plans to be submitted to and approved in accordance with general ordinances by the Board of Highway Supervisors: *Provided*, That the said Thomas Fitzgerald shall agree to be responsible for all damages that may be caused by reason of this privilege being granted to him, and shall repair and repave that part of the street opened for the pipes, and shall also repair all defects in said street that may appear, from time to time, to be caused by the opening, so long as this privilege shall be retained by the said Thomas Fitzgerald, whenever requested by the Director of the Department of Public Works: *Provided*, That the privileges hereby granted shall be revocable at any time by the passage of a resolution or ordinance to that effect: *And provided further*, That fifty (50) dollars shall first be paid into the City Treasury to pay for printing this ordinance.

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the opening of Allegheny and Willow avenues and Thirtieth street," approved April 1, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the ordinance entitled "An Ordinance to authorize the opening of Allegheny and Willow avenues and Thirtieth street," approved April 1, 1890, be amended by striking out, in Section 1, the following: "And Thirtieth street, from the Connecting Railroad to Sedgley avenue," and by striking out in the title the words "and Thirtieth street."

Approved the seventeenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Pennsylvania Warehousing and Safe Deposit Company to lay a siding across Delaware avenue, between Almond and Mead streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Pennsylvania Warehousing and Safe Deposit Company to lay a turnout or siding across Delaware avenue, between Almond street and Mead street, to connect their stores on Delaware avenue with the main track of the Pennsylvania Railroad Company: *Provided*, The said turnout shall be removed on the passage of a resolution or ordinance to that effect: *And provided further*, That the Pennsylvania Warehousing and Safe Deposit Company shall first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the eighteenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To amend an ordinance entitled "An Ordinance to authorize the opening of Allegheny and Willow avenues and Thirtieth street," approved April 1, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Section 1 of an ordinance entitled "An Ordinance to authorize the opening of Allegheny and Willow avenues and Thirtieth street," approved April 1, 1890, be altered and amended by striking out, after the word "avenue" on the eleventh line, the words, "*Provided*, The owners of property in the vicinity of said Allegheny avenue first file a satisfactory bond with the City Solicitor indemnifying the City against damages for the opening of said street."

Approved the eighteenth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To appropriate for park purposes the land contained within the boundaries of Waterview Park, in the Twenty-second Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the land within the boundaries of Waterview Park, in the Twenty-second Ward, containing about six (6) acres, as placed upon the City Plan under the ordinance of March 11, 1890, is hereby appropriated for park purposes for the health and enjoyment of the people.

SECT. 2. The City Solicitor is hereby authorized and directed forthwith to begin and conduct the necessary proceedings on behalf of the City in the Court of Quarter Sessions for the assessment of damages for the taking of such portion of said land as has not been dedicated to public use by the owners thereof.

Approved the twentieth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to Theodore Finkenauer to construct and lay a 2-inch iron pipe across Germantown avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be and is hereby granted to Theodore Finkenauer to lay a 2-inch iron pipe from the brewery of Joseph Reger, on Cadwalader street, across the housetops and over Germantown avenue to the brewery of said Theodore Finkenauer, now being erected on said Germantown avenue, for the purpose of conveying beer; said pipe to be laid under the supervision of the Director of the Department of Public Works, and shall be at no expense or loss to the City of Philadelphia in any event, and shall be

removed on or before January 15th, 1891; and that the sum of fifty dollars be paid into the City Treasury for the publication of this ordinance.

Approved the twenty-second day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To lay water-pipe in Mercy, Watkins, Pierce, Morris, Moore, McClellan, Twenty-second, Forty-six-and-a-half, Linmore, Sixtieth, Clarence, Colona, Opal, Garnet, Hill, Twenty-fifth, Arlington, Ringgold, Tioga, Fifty-five-and-a-half, Fifty-sixth and Oxford streets, Springfield and Hazel avenues, Queen and Hunter's lane, and to re-lay with larger pipe Franklin street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works is hereby authorized and directed to lay water-pipe in Mercy street, from Front to East Second; Springfield avenue, from Twenty-eighth to Thirty-first street; Watkins street, from Twenty-first street to Long lane; Pierce street, from Twenty-first street to Long lane; Moore street, from Twenty-first street to Long lane; Morris street, from Twenty-second street to Long lane; McClellan street, from Twenty-first to Twenty-second street; Twenty-second street, from Morris to Siegel street; Forty-six-and-a-half street, from Woodland avenue to Linmore street; Linmore street, from Forty-sixth to Forty-seventh street; Sixtieth street, from Woodland to Chester avenue; Hazel avenue, from sixtieth to Sixty-first street; Clarence street, from Twenty-second to Twenty-fourth street; Queen lane, from Thirty-third to Thirty-fourth street; Colona street, from Tenth street to Germantown and Norristown railroad; Opal street, from Dauphin to York street; Garnet street, from Dauphin to York street; Hill street, from Fifteenth street east; Twenty-fifth street, from Berks to Norris street; Arlington street, from Twenty-fifth to Ringgold street; Ringgold street, from Norris to Arlington street; Tioga street,

from Mascher to Fox street; *Hunter's lane, from Fifty-fourth to Fifty-sixth street; Fifty-five-and-a-half street, from Lansdowne to Oxford street; Fifty-sixth street, from Lansdowne to Lancaster avenue; Oxford street from Lancaster avenue to Fifty-sixth street; and to re-lay with larger pipe Franklin street, from Race to Vine street.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Geisler, Judge and James streets and Cemetery avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of the following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: Geisler street, from Salmon to Edgemont street, and from Thompson to Belgrade street, without a sewer being first constructed in said street, cost to the City not to exceed seven hundred (700) dollars; Judge street, from Edgemont to Thompson street, cost to the City not to exceed one hundred and twenty-five (125) dollars; James street, from Edgemont to Thompson street, cost to the City not to exceed one hundred and twenty-five (125) dollars; Cemetery avenue, from Frankford avenue to a point 222 feet northwest of Emerald street, cost to the City not to exceed eighteen hundred (1800) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first

advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of Wister street and Bellfield avenue, and to place three streets connecting therewith upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and grades of Wister street and of Bellfield avenue, and to place on the City Plan three streets connecting therewith.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the grading of Rector, Church, Camac, Twelfth, Mervine, Loudon, Rockland, Moore and Dennie streets and Trenton avenue.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to grade the following streets to the established

grade of the City, viz. : Rector street, from Ridge avenue to Terrace street, at a cost not to exceed one thousand eight hundred (1800) dollars; Church street, from Wood to Webster street, at a cost not to exceed one hundred and fifty (150) dollars; Camac street, from Rockland street to about three hundred and thirty-two (332) feet south of Loudon street; Twelfth street, from Rockland street to about three hundred (300) feet south of Loudon street; Mervin street, from Rockland street to about two hundred and seventy (270) feet south of Loudon street; and Loudon street, from Twelfth street to about one hundred and thirty-two (132) feet west of Camac street, at a cost not to exceed one thousand five hundred (1500) dollars; Moore street, from Sixteenth to Seventeenth street, at a cost not to exceed two hundred (200) dollars; Dennie street, from Germantown avenue to Wayne street, at a cost not to exceed three hundred and fifty (350) dollars; east side of Trenton avenue, from East Dauphin to East Norris street, at a cost not to exceed one hundred and seventy-five (175) dollars; the owners of property fronting on said streets shall grade, curb and pave their sidewalks: *Provided*, That said streets shall be first dedicated or properly opened: *And further provided*, That the said grading shall be advertised for and the contract awarded to the lowest bidder.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Mayor for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of sixty-six thousand three hundred and twenty (66,320) dollars be, and the same is hereby appropriated to the Mayor for the year 1891.

Item 1. For salary of Mayor, twelve thousand (12,000) dollars.

Item 2. Salary of Mayor's Secretary, one thousand eight hundred (1800) dollars; contract clerk, one thousand five hundred (1500) dollars; assistant contract clerk, stenographer and type-writer, one thousand two hundred (1200) dollars; messenger, seven hundred and twenty (720) dollars; Secretary Civil Service Board, two thousand (2000) dollars: total, seven thousand two hundred and twenty (7220) dollars.

Item 3. For stationery, printing and incidentals, Civil Service Board, one thousand (1000) dollars.

Item 4. For stationery, printing, miscellaneous advertising, and incidentals, Mayor's office, two thousand (2000) dollars.

Item 5. For advertising ordinances fifteen thousand (15,000) dollars: *Provided*, That in no case shall the rate exceed ten (10) cents per line; *Provided further*, That all ordinances be printed in all the editions of the newspapers accepting such advertising, and in the small type generally used in advertising railroad tables and such other matter.

Item 6. For salary of Loan and Transfer Agent, eighteen thousand (18,000) dollars.

Item 7. For printing certificates of City Loan, six hundred (600) dollars.

Item 8. For printing and binding the Mayor's annual message and accompanying documents, ten thousand (10,000) dollars.

Item 9. For the purpose of enabling the Mayor to offer rewards for the discovery of the perpetrators of any crime, upon the approval of the President of the Select and Common Councils, five hundred (500) dollars.

Provided, That the City Controller may countersign warrants against Items 4 and 5, for bills for the year 1890.

And warrants shall be drawn by the Mayor in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation toward the maintenance of the nautical school-ship to be located at the Port of Philadelphia, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of twenty thousand (20,000) dollars be, and the same is hereby appropriated toward the maintenance of the Nautical School-ship to be located at the Port of Philadelphia, for the year 1891, and the City Controller is authorized to countersign warrants signed by the President and Secretary of the Board of Directors of the nautical school, appointed by the Governor of the Commonwealth and the Mayor of the City of Philadelphia, in accordance with the Act of Assembly, approved April 19, 1889: *Provided*, That all warrants drawn and presented to the Controller shall have the proper vouchers attached thereto: *Provided further*, That quarterly statements of the expenditures of the said Board of Directors for the maintenance of the said nautical school-ship shall be rendered to the Controller of the City of Philadelphia.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of City Controller for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of sixty-one thousand (61,000) dollars be, and the same is hereby appropriated to the Department of City Controller for the year 1891.

Item 1. For salaries: City Controller (fixed by Act of Assembly), eight thousand (8000) dollars; chief clerk, two thousand five hundred (2500) dollars; chief auditor, two thousand five hundred (2500) dollars; book-keeper, one thou-

sand eight hundred (1800) dollars ; seven (7) department auditors, one thousand three hundred and fifty (1350) dollars each ; one (1) return clerk, one thousand two hundred (1200) dollars ; one warrant delivery clerk, one thousand two hundred (1200) dollars ; eight (8) tax auditors, one thousand two hundred (1200) dollars each ; one (1) Farmers' and Mechanics' National Bank auditor, one thousand two hundred (1200) dollars ; six (6) gas auditors, one thousand (1000) dollars each ; two (2) water and miscellaneous auditors, one thousand two hundred (1200) dollars each ; two (2) water auditors, one thousand (1000) dollars each ; three (3) registers of warrants, one thousand (1000) dollars each ; two (2) clerks to revise the delinquent tax registers, one thousand (1000) dollars each ; one (1) clerk for preparing and indexing records, eight hundred (800) dollars ; one (1) typewriter and miscellaneous clerk, eight hundred (800) dollars ; one (1) messenger, eight hundred (800) dollars ; two (2) janitors, three hundred (300) dollars each : total, fifty-five thousand eight hundred and fifty (55,850) dollars.

Item 2. For printing the annual report of the City Controller for the year 1890, and preparing the annual statement for the Finance Committee, six hundred and fifty (650) dollars.

Item 3. For printing City warrants for the several departments, two thousand (2000) dollars: *Provided*, That the City Controller shall not be required to advertise for the printing and binding of warrants.

Item 4. For books, stationery, printing and incidentals, two thousand (2000) dollars.

Item 5. For preparing registers of delinquent taxes, five hundred (500) dollars.

And warrants shall be drawn in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Department of Receiver of Taxes for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers in the annual appropriation to the Department of Receiver of Taxes for the year 1890, viz.: From Item 1, for salaries (main office), two hundred and forty-four (244) dollars; from Item 2, for salaries (delinquent department), fifty-seven (57) dollars; from Item 3, for salaries (Bureau of Water), ninety-eight (98) dollars; from Item 4, for salaries (main gas office), two hundred and one (201) dollars; from Item 9, for salaries of extra clerks, four hundred (400) dollars, in all one thousand (1000) dollars, to Item 6, for blank books and stationery, printing, advertising and supplies.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

 AN ORDINANCE

To approve the contracts and surety of H. F. Sullivan for the construction of the Mill Creek sewer between Market street and Haverford street and the wall of the Pennsylvania Hospital for the insane, also of the Courtland street and Bellfield avenue main sewer from Old York Road to Broad street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of H. F. Sullivan for the construction of the Mill Creek sewer between Market street and Haverford street and the wall of the Pennsylvania Hospital for the insane, also of the Courtland street and Bellfield avenue main sewer from Old York road to Broad street be, and the same are hereby approved, and that the City Trust Safe Deposit and Surety Company of Philadelphia be, and it is hereby approved as surety of the said H. F. Sullivan for the

faithful performance of the said contracts: *Provided*, That the said contracts shall contain clauses that the said sewers shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz: For Mill Creek sewer, fifteen feet in diameter, per linear foot, including appurtenances, the sum of thirty-six (36) dollars and seventy-two (72) cents; for hospital wall and temporary fence, including all appurtenances, the sum of thirteen thousand (13,000) dollars; for additional rubble masonry in place, per cubic yard, including all appurtenances, the sum of seven (7) dollars; for additional twelve inch terra-cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents, the total cost of the work to be done not to exceed the sum of sixty-seven (67,000) dollars; for Courtland street and Bellfield avenue sewer, fourteen feet in diameter, per linear foot, including all appurtenances, the sum of thirty-two (32) dollars and ninety (90) cents; for sewer twelve and three-quarter feet in diameter, with stone bottom, per linear foot, including all appurtenances, the sum of twenty-five (25) dollars and eighty-five (85) cents; for sewer, eight feet in diameter, with stone bottom, per linear foot, including all appurtenances, the sum of seventeen (17) dollars and sixty-eight (68) cents; for chamber, with stone bottom, including all appurtenances, the sum of two thousand five hundred (2500) dollars; for additional twelve inch terra-cotta pipe, not in concrete, laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents, the total cost of the work to be done not to exceed the sum of twenty thousand (20,000) dollars.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize satisfaction to be entered in cases of certain tax payers who appear to be delinquent.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That the Collector of Delinquent Taxes be authorized and directed to enter satisfaction upon the

record in any court in which a lien or judgment has been filed or entered against the properties in the schedule of cases furnished by the Board of Revision of Taxes, September 18, 1890. (Appendix of Common Council, No. 176.)

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To confirm the sale of the old Cornish Engine at the Roxborough pumping station.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sale of the old Cornish Engine at the Roxborough pumping station to J. H. McClure and Son for eight hundred and twenty-five (825) dollars to remove the engine be, and the same is hereby confirmed.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To authorize the drawing of warrants for electrical, gas, highway, water and other work done in connection with the repaving of North Broad street, and to make certain transfers in the appropriation to the Department of Public Works for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the proper officers be, and they are hereby authorized to draw, sign and countersign warrants upon pay-rolls or bills properly certified, for work done by the following bureaus, viz.: Electrical, Gas, Highways and Water, for work done by the employees of these bureaus or by contractors in connection with the repaving of Broad street,

between Glenwood avenue and Germantown avenue, such pay-rolls to be for work done in the extension and lowering of electrical conduits and the resetting of electric light poles, the extension, lowering and relaying of gas-pipes, the resetting of gas lamps, the extension of sewer necks and the building of inlets, and the extension, lowering and relaying of water-pipe and the resetting of fire-plugs.

SECT. 2. That the Chief of the Bureau of Highways be, and he is hereby authorized to draw, the Director of the Department of Public Works to approve, and the Controller to countersign a warrant to pay the actual cost of underpinning the iron columns and the abutments of the bridge of the Connecting Railroad crossing Broad street north of Glenwood avenue.

SECT. 3. That the warrants referred to in the foregoing section shall be drawn against and chargeable to the appropriation heretofore made for the repaving of Broad street with improved pavement.

SECT. 4. That the sum of three thousand seven hundred and eighteen (3718) dollars and thirty-eight (38) cents be transferred from Item 26, Section 7, Bureau of Surveys, of the ordinance making an appropriation to the Department of Public Works for the year 1890, to Item 7, Section 3, Bureau of Gas, of the same ordinance, said sum having been expended by the latter bureau in the extension, laying and relaying of gas-pipes and the removal and re-erection of lamp-posts on the line of the Norris street extension of the Cohocksink sewer; that the sum of six hundred and twenty-nine (629) dollars and seventy-four (74) cents be transferred from Item 6, Section 3, Bureau of Gas, of the same ordinance to the same item, said sum being the balance remaining to the credit of the appropriation to pay the bill due the Philadelphia Gas Improvement Company for gas delivered during December, 1889; total, four thousand three hundred and forty-eight (4348) dollars and twelve (12) cents.

SECT. 5. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

Authorizing the appointment of two additional patrolmen in the Department of Public Safety, and authorizing certain transfers in the annual appropriation to said Department for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Safety be, and is hereby authorized to increase the number of patrolmen two and decrease the number of house sergeants two in the Fourteenth Police District.

SECT. 2. The City Controller be, and is hereby authorized and directed to make the following transfers: From Item 1 (Bureau of Police), for salaries of House Sergeants, three hundred and eighteen (318) dollars and thirty-four (34) cents; to Item 1 (Bureau of Police), for salaries of patrolmen; from Item 1 (Bureau of Police), for salaries, four hundred and twenty-two (422) dollars; from Item 1 (Bureau of Fire), for salaries, fifteen hundred (1500) dollars. In the following items in the annual appropriation for Bureau of Health for the year 1890. From Item 16, expenses quarantine vessels, tug, and rent of wharf, etc., two hundred (200) dollars; from Item 20, salaries of laundresses, three hundred (300) dollars; male nurses, one hundred (100) dollars; female nurses, one hundred (100) dollars; from Item 21, for board and washing, etc., two hundred (200) dollars; from Item 29, for purchase of horses, keep, etc., two hundred (200) dollars; in all three thousand and twenty-two (3022) dollars; to Item 6, for removal of nuisances, two thousand, seven hundred and seventy-two (2772) dollars; to Item 33, for executing Registration Act and for books, blanks, etc., two hundred and fifty (250) dollars, in the annual appropriation to the Department of Public Safety for the year 1890.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Granting permission to the Ice Manufacturing Company of Germantown to erect a frame stable.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to the Ice Manufacturing Company of Germantown, to erect a frame stable, the roof to be covered with slate, seventy-five (75) feet long, forty (40) feet wide, and twenty (20) feet high, for the stabling of their horses, at the yard of the said Company on Cottage and Heiskel streets, in the Twenty-second Ward of the City of Philadelphia: *Provided*, That the same shall be removed at any time upon the passage of an ordinance or resolution to that effect without notice: *Provided further*, That the sum of fifty (50) dollars be first paid into the City Treasury for the printing of this ordinance.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to The Philadelphia & Reading Railroad Company, to erect a frame building or car-shop on land west of Pulaski avenue, adjoining on the north, south and west the tracks of The Philadelphia & Reading Railroad, in the Twenty-eighth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and the same is hereby granted to The Philadelphia & Reading Railroad Company to erect a frame building or car-shop, the roof to be covered with corrugated iron, one-story high, three hundred and seven (307) feet long and one hundred and seventy-six (176) feet wide, on their land west of Pulaski avenue, adjoining on the north, south and west the tracks of the Philadelphia & Reading Railroad, in the Twenty-eighth Ward:

Provided, That the privilege hereby granted shall be revocable by the passage of an ordinance to that effect: *And provided further*, That the said company shall first pay into the City Treasury the sum of fifty (50) dollars to pay for the printing of this ordinance.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To grant permission to Messrs. Firth and Foster Brothers to erect an iron bridge across Taylor street to connect their buildings.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That permission be, and is hereby granted to Messrs. Firth and Foster Brothers to erect an iron bridge across Taylor street, east of Emerald street, to connect their buildings on either side of Taylor street, said bridge to be at least fourteen (14) feet in the clear from the level of the street, the plans of the bridge to be approved by the Department of Public Works, and to be erected under the supervision of the said department: *Provided*, That the said bridge shall be removed on the passage of an ordinance or resolution to that effect, without notice, and without expense to the city: *Provided also*, That the said Messrs. Firth and Foster Brothers shall first pay the sum of fifty (50) dollars into the City Treasury for the publication of this ordinance.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To accept the paving done on Croskey street from Norris to Diamond street and authorize the signing and approving of assessment bills for the same.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the paving of Croskey street from Norris to Diamond streets in the Twenty-eighth Ward, now in the Thirty-second Ward, with asphaltum blocks, authorized by ordinance approved October 25, 1886, and done by J. K. Blyler & Company be, and the same is hereby ratified, confirmed and accepted by the City with the same affect as if the said paving had been done by the said J. K. Blyler & Company under a contract entered into by them with the City pursuant to said ordinance, and the Director of the Department of Public Works is authorized to sign and approve assessment bills for the said work as of the date of the completion of said work in favor of the City to the use of J. K. Blyler & Company, against the property in front of which said work was done in the names of the persons who owned said property at the time said work was done: *Provided*, That in no event, shall the City be liable for the cost of said work or any part thereof.

Approved the twenty-sixth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the paving of Johnson, Robeson, Walnut, Herman and Twenty-eighth streets, Montgomery and Trenton avenues.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and is hereby authorized and directed to enter into a contract with a competent paver or pavers for the paving of Johnson street, from Adams to Green street, with vitrified paving bricks, without a sewer being first constructed in said street, cost to the City not to exceed one thousand five

hundred (1500) dollars. The following streets with vitrified paving bricks, with pitch cemented joints, viz.: Montgomery avenue, from Mascher to Howard street, without a sewer being first constructed or gas or water-pipe laid in said street, cost to the City not to exceed three hundred and fifty (350) dollars; Robeson street, from Main street to about 170 feet northeast of Cresson street, without a sewer being first constructed in said street, cost to the City not to exceed one thousand three hundred (1300) dollars; Walnut street, from Hamilton to Chestnut street, without a sewer being first constructed in said street, cost to the City not to exceed twenty (20) dollars; Herman street, from Thirtieth to Thirty-first street, cost to the City not to exceed nine hundred (900) dollars. The following streets with granite, Pennsylvania or Lambertville blocks and gravel joints, viz.: Twenty-eighth street, from Old Passyunk avenue to New Passyunk avenue, cost to the City not to exceed one thousand two hundred (1200) dollars; east side of Trenton avenue from East Dauphin to East Norris street, cost to the City not to exceed one thousand (1000) dollars. The conditions of which contract shall be that the contractor or contractors shall collect the cost of said paving from the owners of property respectively fronting on said streets, and shall also enter into an obligation to the City to keep said streets in good repair for three years after the paving is finished: *Provided*, Said streets shall be first dedicated or properly opened, and that the Director of the Department of Public Works first advertise for proposals for paving said streets and award the contract to the lowest bidder, and that the owners of property fronting on said streets shall not be charged more than the contract price.

Approved the twenty-ninth day of November, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the immediate opening of Bartram Park.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Solicitor be, and he is hereby authorized to give three months notice to the owners

of Bartram park, that within three months from the date of said notice that Bartram park would be required for public use.

SECT. 2. On the expiration of said notice as provided for in Section 1, the Mayor of the city is hereby authorized and directed to enter security for the payment of any damages that may be awarded by reason of the city taking possession of said Bartram park ; whereupon said park may be taken for public use.

Approved the twenty-ninth day of November, A. D., 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan, Vernon Park, in the Twenty-second Ward, and McPherson Square, in the Thirty-third Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the lot of ground in the Twenty-second Ward, on the west side of Germantown avenue, beginning at the distance of one hundred and thirty-six (136) feet six and one-half ($6\frac{1}{2}$) inches northward from the north side of Chelten avenue ; thence extending northward along the west side of Germantown avenue four hundred and fifty (450) feet, more or less, to a point ; thence westward seven hundred and twenty-five (725) feet, more or less, to a point ; thence northward thirty-two and seventeen-hundredths (32.17) feet to a point ; thence westward one hundred and sixty-nine (169) feet one and one-half ($1\frac{1}{2}$) inches to the east side of Green street ; thence southward along the same four hundred and forty-three (443) feet to a point ; thence eastward seven hundred and fifty (750) feet, more or less, to the west side of Germantown avenue, the place of beginning ; containing about seven and eight-tenths (7.8) acres, as shown on the plan on file in the Bureau of Surveys, is hereby selected for a public park, and the Director of the Department of Public Works is hereby authorized and directed to place said park as above described, under the name of Vernon Park upon the City

Plan. Also, the square of ground in the Thirty-third Ward, bounded by Clearfield street, "F" street, Indiana street and "E" street, containing about five and one-half ($5\frac{1}{2}$) acres, is hereby selected for a public park, and the Director of the Department of Public Works is hereby authorized and directed to place said park, as above described, under the name of McPherson Square, upon the City Plan.

Approved the twenty-ninth day of November, A. D., 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Sheriff, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of sixty-eight thousand one hundred and twenty (68,120) dollars be, and the same is hereby appropriated to the Sheriff, for the year 1891.

Item 1. For salaries: Sheriff (fixed by act of Assembly), fifteen thousand (15,000) dollars; real estate deputy, six thousand (6000) dollars; clerk to real estate deputy, one thousand five hundred (1500) dollars; personal estate deputy, two thousand (2000) dollars; execution clerk, one thousand two hundred (1200) dollars; appearance clerk, one thousand (1000) dollars; assistant appearance clerk, nine hundred (900) dollars; fee clerk, one thousand (1000) dollars; six deputy sheriffs, one thousand (1000) dollars each; six clerks to deputy sheriffs, nine hundred (900) dollars each; six writ servers, seven hundred and twenty (720) dollars each; quarter sessions deputy, seven hundred (700) dollars; assistant quarter sessions deputy, seven hundred (700) dollars; four court deputies, one hundred (100) dollars each; total, forty-six thousand one hundred and twenty (46,120) dollars: *Provided*, That the amount appropriated in this item for salaries shall be taken from the fees earned by the Sheriff.

Item 2. For salaries: Solicitor to Sheriff, two thousand (2,000) dollars; assistant solicitor to Sheriff, one thousand

five hundred (1500) dollars ; bill poster, one thousand (1000) dollars ; for use and driver of van, one thousand eight hundred (1800) dollars ; auctioneer, six hundred (600) dollars ; messenger, seven hundred (700) dollars ; janitor, six hundred (600) dollars ; total, eight thousand two hundred (8200) dollars.

Item 3. For books, stationery and incidentals, including expenses of writ service, two thousand (2000) dollars.

Item 4. For preparing and advertising Sheriff's proclamation, five thousand (5000) dollars.

Item 5. For printing and posting Sheriff's proclamation, eight hundred (800) dollars.

Item 6. For expenses of Sheriff's juries, eight hundred (800) dollars.

Item 7. For furniture and repairs, two hundred (200) dollars.

Item 8. For Sheriff's costs, five thousand (5000) dollars : *Provided*, That the Controller may countersign warrants against this item for bills for the year 1890.

And warrants shall be drawn by the Sheriff in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE.

To make an appropriation to the Commissioners of Fairmount Park for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of four hundred and twelve thousand, five hundred and ninety-three (412,593) dollars and eighty (80) cents be, and the same is hereby appropriated to the Commissioners of Fairmount Park for the year 1891.

Item 1. For salaries ; Park Solicitor, one thousand two hundred (1200) dollars ; Secretary, two thousand (2000)

dollars; Clerk, twelve hundred (1200) dollars; Chief Engineer and Superintendent, three thousand seven hundred and fifty (3750) dollars; Landscape Gardener, two thousand (2000) dollars; Assistant Engineer, one thousand four hundred and fifty (1450); Chief Clerk, one thousand three hundred and fifty (1350) dollars; Messenger, seven hundred and twenty (720) dollars; Total, thirteen thousand six hundred and seventy (13,670) dollars.

Item 2. For incidental expenses, office of Commission. Care and cleaning office, stationery, printing, analysis of water, rental of telephones, advertising park supplies, repairs to telegraph lines between the various police stations, and printing annual report, three thousand one hundred and fifty (3150) dollars.

Item 3. For music at various places in the park, ten thousand, five hundred (10,500) dollars, at the following named points: Music Pavilion, Lemon Hill, five thousand (5000) dollars; Strawberry Mansion, two thousand (2000) dollars; Belmont Mansion, two thousand (2000) dollars; Mt. Pleasant (Dairy), fifteen hundred (1500) dollars.

Item 4. For general maintenance of the roads, walks, drives, drains, fences, bridges, buildings, lawns, plants, flowers, green houses and for fuel, stationery, and other incidental expenses, one hundred thousand (100,000) dollars.

Item 5. For the care of Horticultural Hall and Arboretum, including fuel, attendance, material, maintenance of fountains and water supply, fifteen thousand (15,000) dollars.

Item 6. For the care of nurseries, the planting, transplanting and trimming of trees, the preservation of woodlands, three thousand three hundred (3300) dollars.

Item 7. For the pay, equipment and incidental expenses of the Park guard, eighty thousand four hundred and seventy three (80,473) dollars and eighty (80) cents. This provides for pay of one captain at five (5) dollars per day, one thousand eight hundred and twenty-five (1825) dollars; one lieutenant at one hundred (100) dollars per month, twelve hundred (1200) dollars; four sergeants at three (3) dollars and twenty-five (25) cents per day, or one thousand one hundred and eighty-six (1186) dollars and twenty-five (25) cents per year each, four thousand seven hundred and forty-five (4745) dollars; seventy-four guards at two (2) dollars and thirty-eight (38) cents per day, or eight hundred and sixty-eight

(868) dollars and seventy (70) cents per year each, sixty-four thousand two hundred and eighty-three (64,283) dollars, and eighty (80) cents; one driver Park ambulance at fifty (50) dollars per month, six hundred (600) dollars; four attendants at ladies' retiring houses, thirty (30) dollars per month, or three hundred and sixty (360) dollars per year each, one thousand four hundred and forty (1440) dollars; ten attendants at ladies' retiring houses, six months, at thirty (30) dollars per month each, or one hundred and eighty (180) dollars per year each, one thousand eight hundred (1800) dollars; for uniforms and equipments, one thousand five hundred and eighty (1580) dollars; for fuel, stationery, care and repair of station houses, guard boxes, keep of eight horses, and other incidental expenses, three thousand (3000) dollars.

Item 8. For sprinkling Park drives and for the purchase of water wagons and repair of those on hand, twenty-three thousand and five hundred (23,500) dollars.

Item 9. For the maintenance of St. George House, five hundred (500) dollars.

Item 10. For works of a permanent character, sixty-five thousand (65,000) dollars.

Item 11. For care, maintenance and repairs to Memorial Hall, twenty-six thousand (26,000) dollars, to be expended as follows: Care and maintenance, eleven thousand (11,000) dollars; general repairs to roof and to other portions of Memorial Hall, fifteen thousand (15,000) dollars.

Item 12. For construction of river wall, fourteen thousand (14,000) dollars.

Item 13. For repairs to buildings, erection of shelters, retiring houses, urinals, also the erection and repair of fences, fifteen thousand (15,000) dollars, to be expended as follows: Repair of northwest side of Horticultural Hall with iron and glass (now wood); shelters for the public during storms; urinals and retiring houses; repairs to Park buildings used by the public, painting and draining the same; erection and repair of fences at dangerous places on the drives; re-flooring with oak timber the Centennial bridge over Lansdowne Ravine over road to Horticultural Hall.

Item 14. For purchase of settees and pic-nic tables, provided it shall be expended prior to July 1, 1891, four thousand (4000) dollars.

Item 15. For electric lighting and for gasoline or naphtha lamps, twenty two thousand (22,000) dollars, to be expended as follows: For maintenance of present system of electric lights on Old, East, West and Wissahickon sections of Park, fourteen thousand (14,000) dollars; for maintenance of present system of gasoline lamps on East, West and Wissahickon sections, five thousand eight hundred and fifty-nine (5859) dollars; for extension of the above systems along River road, West Park, and other dark and dangerous parts of the Park, two thousand one hundred and forty-one (2141) dollars.

Item 16. For extension and improvement of the water supply and for developing springs in various sections of the Park, five hundred (500) dollars.

Item 17. For care, maintenance and improvement of Hunting Park, ten thousand (10,000) dollars.

Item 18. For the purchase of manure and fertilizers, destruction of poisonous vines, and cutting grass and mowing lawns on Old, East and West Park, four thousand (4000) dollars.

Item 19. For the Zoological Society, to be expended by the Society in betterments, etc., to that part of the Park occupied as a Zoological Garden, two thousand (2000) dollars: *Provided*, That no warrants shall be drawn against this appropriation unless the meetings of the Commission and its Committees shall be open to the public: *Provided further*, That the Commissioners of Fairmount Park be, and they are hereby requested to enforce the provisions of the Act of Assembly of April 14, 1868, prohibiting the sale of intoxicating liquors within the limits of said Park. And warrants for said appropriation shall be drawn by the said Commissioners in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Department of Charities and Correction, Bureau, of Charities, for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers in the annual appropriation to the Department of Charities and Correction (Bureau of Charities), for the year 1890 : From Item 46, for purchase of medicine and dietetic food for the sick, to be distributed by the out-door physicians, four hundred and fifty (450) dollars ; from Item 48, for support of 75 feeble-minded children at Pennsylvania Training School at Media, three hundred and fifty (350) dollars ; in all eight hundred (800) dollars ; to Item 32, for repairs to houses, plumbing, gas and steam fitting, and materials therefor.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To place Darien, Forty-six-and-one-half, Harold, Linden, Mercy, Norris, Page and Sixty-and-one-half streets on the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Darien street, thirty feet wide, from Somerset street to Cambria street ; Forty-six and one-half street, thirty-five feet wide, from Woodland avenue to Linmore street ; Harold street, thirty feet wide, from Twelfth street to Thirteenth street ; Linden street, fifty feet wide, from Horrocks street to " P " street ; Mercy street, thirty feet wide, from Front street to East Second street ; Norris street, fifty feet wide, from Twenty-

fourth street to Twenty-fifth street ; Page street, forty feet wide, from Thirty-first street to Thirty-second street, and Sixty-and-one-half street, fifty feet wide, from Paschall street to Media street : *Provided*, That the owners of ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place Utah street upon the City Plan.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to place upon the City Plan Utah street, from Heiskell street to Armat street, in the Twenty-second Ward, of the width of forty feet : *Provided*, That the owners of the ground within the lines of the said territory shall first dedicate the street as a public highway, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To place upon the City Plan Hicks and Sydenham streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized and directed to place upon the City Plan the following streets: Hicks street (or Fifteen-and-one-half street), thirty (30) feet wide, from Lehigh avenue to Mundell street, and Sydenham street (or Fifteen-and-three-quarters street), thirty feet (30) wide, from Lehigh avenue to Mundell street: *Provided*, That the owners of the ground within the lines of the said streets shall first dedicate the same as public highways, or shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise hereof before this ordinance shall go into effect.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Gambrinus street, between Jefferson and Master streets, in the Twenty-ninth Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to strike from the City Plan Gambrinus street, between Jefferson and Master streets, in the Twenty-ninth Ward.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To strike from the City Plan Forty-nine-and-a-half street, between Westminster avenue and Seneca street, and to place upon the City Plan two other streets, running from Forty-ninth to Fiftieth street between Westminster avenue and Seneca street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to strike from the City Plan Forty-nine-and-one-half street, between Westminster avenue and Seneca street, and in lieu thereof to place upon the City Plan two streets, each to be thirty feet in width to run from Forty-ninth to Fiftieth streets: *Provided*, That the owners of the ground within the lines of the said streets shall first file a bond or enter into a written agreement with the City, satisfactory to the City Solicitor, indemnifying the City against all damages that may arise, or covenanting and agreeing to obtain releases from all such owners of all damages that may arise by reason hereof, before this ordinance shall go into effect.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To revise the lines and grades of Plan number two hundred and forty-six, in the Twenty-seventh Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Department of Public Works be, and is hereby authorized to revise the lines and grades on a part of Plan number two hundred and forty-six, between Forty-second and Forty-seventh streets, Woodland avenue and the Schuylkill river, in the Twenty-seventh Ward.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriations to the Recorder of Deeds and Department of Receiver of Taxes for the year 1890, and to prevent the merging of Item 13 in appropriation to said Department for the year 1888.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz.: From Item 8, to pay transcribing clerks for December, 1889, three hundred and seven (307) dollars and ten (10) cents, to Item I, to pay transcribing clerks for the month of December, 1890, in the annual appropriation to the Recorder of Deeds for the year 1890. From Item 7, for incidentals one hundred and fifty (150) dollars to Item 1, for salaries (main office) in the annual appropriation to the Department of Receiver of Taxes for said year.

SECTION 2: That Item 13, for refunding water rent and pipe laying bills prior to 1887 in the annual appropriation to the Department of Receiver of Taxes for the year 1888, transferred by ordinance of November 6, 1888, shall not merge December 31, 1890.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contracts and surety of M. McManus for the erection of the following public school houses, viz: One at the northeast corner of Twenty-second and Berks streets, one at the northwest corner of Seventh and Emlen streets, and one at the southwest corner of Second and Oxford streets.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contracts of M. McManus for the erection of the following public school houses, viz.: One at the northeast corner of Twenty-second and Berks streets,

one at the northwest corner of Seventh and Emlen streets, and one at the southwest corner of Second and Oxford streets be, and the same are hereby approved and that the Real Estate Title Insurance and Trust Company be, and it is hereby approved as the surety on the bonds accompanying the said contracts to secure the faithful performance of the same.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the surety of Thomas M. Thompson, City Controller elect.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Real Estate Title Insurance and Trust Co., of Philadelphia be, and it is hereby approved as surety of Thomas M. Thompson, City Controller elect, and the City Solicitor is hereby directed to prepare the proper bonds.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE.

To make an appropriation to the Commissioners of the Sinking Fund for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of six hundred and four thousand eight hundred and seventy-six (604,876) dollars and sixteen (16) cents be, and the same is hereby appropriated to the Commissioners of the Sinking Fund for the year 1891, to be appropriated as follows:

Item 1. To Sinking Fund Defence No. 1, seven thousand eight hundred (7800) dollars.

Item 2. To Sinking Fund, three hundred and twenty-five thousand (325,000) dollars, three thousand nine hundred (3900) dollars.

Item 3. To Sinking Fund School No. 1, six hundred (600) dollars.

Item 4. To Sinking Fund Chestnut street Bridge No. 1, one thousand two hundred (1200) dollars.

Item 5. To Sinking Fund one million two hundred thousand (1,200,000) dollars, fourteen thousand four hundred (14,400) dollars.

Item 6. To Sinking Fund Bounty No. 1, six thousand (6000) dollars.

Item 7. To Sinking Fund Defence No. 2, six thousand (6000) dollars.

Item 8. To Sinking Fund Defence No. 3, twelve thousand (12,000) dollars.

Item 9. To Sinking Fund Bounty No. 2, thirty-nine thousand (39,000) dollars.

Item 10. To Sinking Fund Bounty No. 3, forty-two thousand (42,000) dollars.

Item 11. To Sinking Fund School No 2, twelve thousand (12,000) dollars.

Item 12. To Sinking Fund Municipal Loan, thirty thousand (30,000) dollars.

Item 13. To Sinking Fund Water No. 2, twelve thousand (12,000) dollars.

Item 14. To Sinking Fund Chestnut street Bridge No. 2, one thousand and twenty (1020) dollars.

Item 15. To Sinking Fund Defence No. 4, seven thousand two hundred (7200) dollars.

Item 16. To Sinking Fund Loan No. 33, twelve thousand (12,000) dollars.

Item 17. To Sinking Fund Loan No 34, twenty-one thousand six hundred (21,600) dollars.

Item 18. To Sinking Fund Culvert No. 2, nine thousand six hundred (9600) dollars.

Item 19. To Sinking Fund Park No. 1, forty-eight thousand (48,000) dollars.

Item 20. To Sinking Fund Loan No. 35, nineteen thousand six hundred and eighty (19,680) dollars.

Item 21. To Sinking Fund Gas Loan No. 5, twenty thousand (20,000) dollars.

Item 22. To Sinking Fund Gas Loan No. 6, twenty thousand (20,000) dollars.

Item 23. To Sinking Fund Loan No. 37, twelve thousand (12,000) dollars.

Item 24. To Sinking Fund Loan No. 38, twelve thousand (12,000) dollars.

Item 25. To Sinking Fund Park No. 2, twenty-four thousand (24,000) dollars.

Item 26. To Sinking Fund Loan No. 44, eight thousand four hundred (8400) dollars.

Item 27. To Sinking Fund School No. 3, six thousand (6000) dollars.

Item 28. To Sinking Fund Loan No. 45, six thousand (6000) dollars.

Item 29. To Sinking Fund Loan No. 46, twenty-five thousand four hundred and sixty-four (25,464) dollars.

Item 30. To Sinking Fund Gas Loan No. 7, ten thousand (10,000) dollars.

Item 31. To Sinking Fund Loan No. 48, five thousand one hundred (5100) dollars.

Item 32. To Sinking Fund Loan No. 49, two thousand four hundred (2400) dollars.

Item 33. To Sinking Fund Loan No. 50, twelve thousand (12,000) dollars.

Item 34. To Sinking Fund Loan No. 51, twenty-five thousand six hundred and fifty-six (25,656) dollars.

Item 35. To Sinking Fund Park No. 3, twenty one thousand six hundred (21,600) dollars.

Item 36. To Sinking Fund Loan No. 53, two thousand four hundred (2400) dollars.

Item 37. To Sinking Fund Loan No. 54, eleven thousand six hundred and forty (11,640) dollars.

Item 38. To Sinking Fund Loan No. 55, six thousand (6000) dollars.

Item 39. To Sinking Fund Loan No. 56, two thousand seven hundred (2700) dollars.

Item 40. To Sinking Fund Loan No. 57, five thousand four hundred (5400) dollars.

Item 41. To Sinking Fund Loan No. 58, twelve thousand (12,000) dollars.

Item 42. To Sinking Fund Gas Loan No. 8, twenty thousand (20,000) dollars.

Item 43. To Sinking Fund Loan No. 60, four thousand and twenty (4020) dollars.

Item 44. To Sinking Fund Loan No. 61, six thousand (6000) dollars.

Item 45. To Sinking Fund Loan No. 62, four thousand five hundred and sixty (4560) dollars.

Item 46. For salary of clerk, one thousand (1000) dollars.

Item 47. For stationery and incidentals, fifty (50) dollars.

Item 48. To pay Commissioners of the Sinking Fund interest on three per cent. loan purchased by them prior to November 1, 1890, seven thousand four hundred and eighty-six (7486) dollars and sixteen (16) cents.

Item 49. To pay Commissioners of the Sinking Fund four months interest of five hundred thousand (500,000) dollars borrowed from them in the year 1890, at three per cent. per annum, five thousand (5000) dollars.

And warrants shall be drawn in conformity with existing ordinances.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE.

To make an appropriation to the Board of Port Wardens,
for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of thirteen thousand five hundred (13,500) dollars be, and the same is hereby appropriated to the Board of Port Wardens, for the year 1891.

Item 1. For rent of office, seven hundred and fifty (750) dollars.

Item 2. For salary of secretary, one thousand and eighty (1080) dollars.

Item 3. For salary of vessel clerk, seven hundred and twenty (720) dollars.

Item 4. For incidentals, five hundred (500) dollars.

Item 5. For stationery, binding and printing, two hundred (200) dollars.

Item 6. For removal of obstructions to the safe navigation of the rivers Delaware and Schuylkill, two hundred and fifty (250) dollars.

Item 7. For dredging docks not belonging to the City, into which City sewers empty, ten thousand (10,000) dollars:

Provided, That Item 7, in the annual appropriation to the Board of Port Wardens, for the year 1891, shall not merge:

Provided, also, That all the receipts of the Board shall be paid into the City Treasury, and warrants shall be drawn by the President of the Board of Port Wardens, who shall be one of those elected by the Councils of the City of Philadelphia.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE.

To make an appropriation to the Clerk of the Courts of Oyer and Terminer and Quarter Sessions for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-four thousand seven hundred (34,700) dollars be, and the same is hereby appropriated to the Clerk of the Courts of Oyer and Terminer and Quarter Sessions for the year 1891.

Item 1. For salaries: Clerk of the Courts of Quarter Sessions, Oyer and Terminer and General Jail Delivery (fixed by Act of Assembly), five thousand (5000) dollars; Deputy Clerk and Court Clerk, two thousand five hundred (2500) dollars each; Court Clerk, one thousand six hundred and fifty (1650) dollars; Record Clerk, one thousand four hundred (1400) dollars; Assistant Clerk and Fee Clerk, one thousand two hundred (1200) dollars each; Road Clerk, one thousand (1000) dollars; Miscellaneous Clerk, Search Clerk and Subpœna Clerk, nine hundred (900) dollars each; Custodian of Records for Clerk of Quarter Sessions and District Attorney and Messenger, one thousand (1000) dollars. Total twenty thousand one hundred and fifty (20,150) dollars. *Provided*, That the amount appropriated in this Item shall be taken from the fees earned by the Clerk of the said Courts.

Item 2. For blanks, books and stationery, one thousand five hundred (1500) dollars.

Item 3. For incidentals, five hundred and fifty (550) dollars.

Item 4. For advertising applications for liquor licenses, ten thousand (10,000) dollars.

Item 5. For pay for services of extra clerks for examining applications for licenses, preparing dockets for same, maps and plans, and preparing the same for use of the Court, preparing justifications and bonds for liquor licenses, etc., two thousand five hundred (2,500) dollars.

And the warrants shall be drawn by the Clerk of the Courts of Oyer and Terminer and Quarter Sessions, in conformity with existing ordinances.

All ordinances, or parts of ordinances, inconsistent herewith be, and the same are hereby repealed.

Approved the sixteenth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Law Department for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seventy-two thousand four hundred and fifty (72,450) dollars be, and the same is hereby appropriated to the Law Department for the year 1891, as follows :

Item 1. For salary of City Solicitor, ten thousand (10,000) dollars; one assistant, at four thousand five hundred (4500) dollars; one assistant, at three thousand (3000) dollars; three assistants, at two thousand five hundred (2500) dollars each; one assistant, at two thousand (2000) dollars; one assistant, at one thousand six hundred (1600) dollars; one assistant, at one thousand five hundred and fifty (1550) dollars; three assistants, at one thousand two hundred and fifty (1250) dollars each; five assistants, at one thousand one hundred (1100) dollars each; one clerk, at one thousand five hundred (1500) dollars; one clerk, at one thousand three hundred and fifty (1350) dollars; one clerk, at one thousand (1000) dollars; six clerks, at nine hundred (900) dollars each; two stenographers and type-writers, at one thousand five hundred (1500) dollars each; janitor and messenger, one thousand (1000) dollars; total, fifty-two thousand six hundred and fifty (52,650) dollars.

Item 2. For Prothonotary's costs, two hundred (200) dollars.

Item 3. For experts and witness fees, three thousand five hundred (3500) dollars.

Item 4. For blank books, stationery, paper-books and blanks, three thousand (3000) dollars.

Item 5. For railroad and railway fares, one hundred (100) dollars.

Item 6. For messenger, two hundred (200) dollars, and miscellaneous expenses, three thousand (3000) dollars; total, three thousand two hundred (3200) dollars.

Item 7. For advertising, affidavits, serving notices, plans for opening streets and blue prints, eight thousand (8000) dollars: *Provided*, The Controller may countersign warrants against this item for bills for the year 1890.

Item 8. For conveyancing and expenses of conveyancing, and road jurors, one thousand five hundred (1500) dollars.

Item 9. For law books, three hundred (300) dollars.

And warrants shall be drawn by the City Solicitor in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twentieth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Prothonotary of the Courts of Common Pleas for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of sixty-six thousand eight hundred (66,800) dollars be, and the same is hereby appropriated to the Prothonotary of the Courts of Common Pleas for the year 1891.

Item 1. For salaries: Prothonotary (fixed by Act of Assembly), ten thousand (10,000) dollars; deputy prothonotary, three thousand five hundred (3500) dollars; second deputy prothonotary, two thousand (2000) dollars; first clerk, one thousand eight hundred (1800) dollars; four court clerks, and one fee clerk, one thousand four hundred (1400) dollars each; one fee clerk, four judgment search clerks, three locality search clerks, four appearance clerks, mechanic's lien clerk, three writ clerks, and two index clerks, one thousand two hundred (1200) dollars each; first exemplification clerk, one thousand four hundred (1400) dollars; second exemplification clerk, one thousand (1000) dollars; eight recording and miscellaneous clerks, nine hundred and seventy-five (975) dollars each; custodian of records, and additional custodian of records and custodian of books, nine hundred (900) dollars each; copyist and messenger, eight hundred (800) dollars each; total, sixty thousand four hundred (60,400) dollars: *Provided*, That the amount appropriated in this item for salaries shall be taken from fees earned by the Prothonotary.

Item 2. For books, blank books, and binding, two thousand two hundred (2200) dollars.

Item 3. For blanks and stationery, one thousand six hundred (1600) dollars.

Item 4. For janitor, six hundred (600) dollars.

Item 5. For record boxes, two hundred (200) dollars.

Item 6. For furniture and alterations, five hundred (500) dollars.

Item 7. For incidentals seven hundred (700) dollars : *Provided*, That warrants may be countersigned on this item on the approval of bills by the Prothonotary.

Item 8. For extra clerk hire to make daily return to Board of Revision of Taxes of judgments and satisfactions under act of June 1, 1889, six hundred (600) dollars.

And warrants shall be drawn by the Prothonotary of the Courts of Common Pleas in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twentieth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

Relating to the construction of the railroad of the Philadelphia and Reading Terminal Railroad Company within the City of Philadelphia, authorizing it to enter upon and occupy certain streets in said City, regulating the manner of entry and occupancy, providing for the carrying into effect of such authority, vacating and opening certain streets, striking certain streets from the City Plan, revising street grades, and otherwise providing for said construction and matters incidental thereto, and including permission to the Union Passenger Railway Company and its lessees to make needed changes in the location of its tracks.

WHEREAS, The Philadelphia and Reading Terminal Railroad Company has been organized under the general railroad law of

1868, and it is proposed by the said Terminal Railroad Company to fix its northern terminus at a point of connection with the railroad of the Philadelphia, Germantown and Norristown Railroad Company, on Ninth street, at or near Fairmount avenue, in the said City, and its southern terminus at or near Twelfth and Market streets, in said City, and to make a connection with the railroad of the Philadelphia and Reading Railroad Company at or near Broad and Noble streets, therefore,

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Philadelphia and Reading Terminal Railroad Company be, and it is hereby authorized to enter upon and occupy by way of crossing only, any and all streets, lanes, and alleys, or other highways, over or upon which it may be necessary for the line of its railroad to pass, as shown upon the plan made part of this ordinance—that is, from a point on Ninth street, at or near Fairmount avenue to Twelfth and Market streets in the City of Philadelphia, and the said Terminal Railroad Company shall have the right to connect its tracks with those of the Philadelphia, Germantown and Norristown Railroad Company on Ninth street, and with the tracks of the Philadelphia and Reading Railroad Company on Pennsylvania avenue at or near Broad and Noble streets, as shown upon the plans herein referred to, and shall also have the right to occupy longitudinally such portions of Ninth street and Noble street as are embraced by the line of said Railroad.

SECT. 2. The Philadelphia and Reading Terminal Railroad Company shall dedicate or cause to be dedicated to the City of Philadelphia, for the purposes of a public street, a strip of ground fifty feet in width along the west side of and parallel with the said railroad extending from the south side of Wallace street to the north side of Mt. Vernon street; also, another strip of ground fifty feet in width along the west side of said railroad, extending from the south side of Mt. Vernon street to the north side of Green street, and a strip of ground making, with the street called Linden street, now on the City Plan, a street fifty feet in width, extending along the west side of said railroad from the south side of Green street to the north side of Spring Garden street, and shall pay all expenses of grading, paving, and curbing and other charges connected therewith. And by reason of the changes herein authorized, the tracks of the Union Passenger Railway Company may be located on said new street,

with the requisite turnouts, and said railway company, its successors and assigns, shall have the right to maintain and operate said tracks.

SECT. 3. It is ordered and directed that Mt. Vernon street, between the west side of the Philadelphia and Reading Terminal Railroad and the west line of Ninth street, and Wallace street between the west line of the new street herein provided for and the west line of Jay street, and Ninth street between the south line of Fairmount avenue and the north line of Green street, shall be vacated, and that proper proceedings shall be instituted by the City Solicitor to secure said vacation by reason of said streets having become useless, inconvenient, dangerous, and burdensome: *Provided, however*, that the same shall not be thus vacated until the new street herein provided for shall have been dedicated and opened.

The Department of Public Works is hereby authorized and directed to revise the plans of the city by striking Mt. Vernon street, from the west line of the said new street to the west line of Ninth street, and Wallace street between the west line of the new street herein provided for and the west line of Jay street, and Ninth street between the south line of Fairmount avenue and the north line of Green street, from the city plan; providing the same shall not be stricken off until the said new street shall have been opened for travel as aforesaid: *Provided*, That the Philadelphia and Reading Railroad Company shall indemnify the City of Philadelphia against all claims for damages by reason of the changes directed to be done in sections two and three, and that said railroad company shall pay all expenses incident to said changes.

SECT. 4. The said railroad company shall begin the construction of its road within ninety days from the passage of this ordinance, and shall complete the same within three years from said date.

SECT. 5. The route of said railroad shall be substantially that which is shown upon the map or plan now presented and filed in the office of the Department of Public Works before this ordinance shall take effect.

SECT. 6. The said railroad shall be built in accordance with the plans of the said railroad company, but all structures across the highways shall be built subject to the approval of the Department of Public Works. All crossings of all highways

shall be overhead, with a clearance of headway of not less than thirteen feet above the curb line.

The road shall be built throughout in a substantial manner and so as to make the same as noiseless as practicable by the use of the most approved means of deadening sound, and all crossings shall be by iron bridges, properly screened, with stone abutments. No piers, or columns, or structures of any kind shall be located upon the cartways or sidewalks of any of the streets crossed by said railroad, except as shown upon the said plans.

SECT. 7. The Department of Public Works, through the Board of Surveys, is hereby authorized and directed to make all changes of lines and grades necessary for the construction of the road herein authorized; but the said railroad company shall pay all expenses and damages arising from such change of lines and grades.

SECT. 8. The Department of Public Works is hereby directed and authorized to revise the grade of Columbia avenue at or near the point where the same crosses the line of the Philadelphia, Germantown and Norristown Railroad, and to revise the grades of Broad street and Lehigh avenue at or near the place where the said streets cross the line of the Philadelphia, Germantown and Norristown Railroad, so that said streets shall be carried over the line of the said railroad, and to revise the grade of Broad street at or near Pennsylvania avenue, where Broad street crosses the line of the Philadelphia and Reading Railroad Company, so that Broad street can be carried over the said railroad. Said changes of grade, after said revisions, shall be made by said Department: *Provided*, That all expenses and damages incident thereto shall be paid by said railroad company, which shall hold the City of Philadelphia indemnified against the same.

The said Philadelphia and Reading Terminal Railroad Company shall be obliged to construct, or cause to be constructed, without expense to the City, that portion of the structures, with the approaches thereto, necessary to carry Broad street and Columbia avenue and Lehigh avenue, at the elevation and in accordance with the plans herewith submitted, over the Philadelphia, Germantown and Norristown Railroad, and to construct, or cause to be constructed, without expense to the City, so much of the structure, with the approaches thereto, as shall be

necessary to carry Broad street at Pennsylvania avenue, at the elevation and in accordance with the plans submitted herewith, over the tracks of the Philadelphia and Reading Railroad Company.

SECT. 9. Before any work shall be commenced by the said railroad company it shall enter into a bond, in a form to be approved by the City Solicitor, with the Philadelphia and Reading Railroad Company as surety, in the penal sum of one million (1,000,000) dollars, conditioned for the faithful performance of all the conditions, terms and provisions of this ordinance, and the said company shall pay into the City Treasury the sum of fifty dollars for printing this ordinance.

Before the commencement of any work under this ordinance the said the Philadelphia and Reading Railroad Company shall join with the said Terminal Railroad Company in the execution of a contract with the City of Philadelphia, to do all the things directed by this ordinance to be done by said Terminal Company.

SECT. 10. Within ninety days of the revision of grades provided for in the eighth section of this ordinance, it shall be the duty of the Railroad Company to commence the construction of the structures and approaches stipulated for in said section. This work shall be prosecuted continuously and with all reasonable rapidity, and shall be fully completed within three years of the date of this ordinance. Until the full completion of all of said structures and approaches, the elevated railroad hereby authorized shall not be used in the transportation of freight or passengers, saving to such extent as it shall be necessary to use it, during the course of its construction, in assisting in such construction.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize the Philadelphia Belt Line Railroad Company to construct its railroads and branches upon and across streets, to authorize changes and revisions in the lines and grades of certain streets, the location of a new street, the widening of certain streets and the shifting of the tracks occupied jointly by the River Front and the Philadelphia & Reading Railroad Companies, and the entering of security.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do Ordain*, That the Philadelphia Belt Line Railroad Company be and the same is hereby authorized to build its line of railroad from its point of commencement at or near the Atlantic Refinery, in the Twenty-sixth Ward, thence by a line following the general direction of the Schuylkill and Delaware Rivers to the terminus of the said railroad, at or near Monroe, otherwise known as Princeton street, in the Twenty-third Ward; also to build branches of said railroad from a point marked A on the map accompanying this ordinance, by the route shown thereon, to a point on the City Line marked B, and from points marked C, E, G and I to points marked D, F, H and K respectively on said map, and to enter upon, occupy and cross with its line and branches any and all streets, lanes, and alleys between the points above named, with all the suitable and necessary sidings, turnouts and connections into and upon the warehouses and wharves which are now or may hereafter be located along said line or branches, when such sidings, turnouts, or connections are requested by the owners of said warehouses and wharves, so that the manufacturing and business interests along the said line shall have full benefit of receiving from and delivering property to the said railroad. It is expressly understood that no sidings shall be laid longitudinally upon any other streets or avenues mentioned hereafter without permission of Councils is first by ordinance obtained.

The route of the said Philadelphia Belt Line Railroad and branches thereof shall be shown upon a map to be filed at the Department of Public Works.

The route shall be as follows:

Commencing with a double track on Schuylkill avenue, at Curtin street, in the Twenty-sixth Ward: thence southwardly

in Schuylkill avenue to a point at or near Hoyt street; thence curving southeastwardly to a point at or near the intersection of Avenue Thirty-seven south and Thirty-second street; thence southeastwardly, crossing the tracks of the Girard Point Extension Railroad, to a point at or near the intersection of Avenue Forty-two south and Twenty-seventh street; thence curving southwardly to a point in Twenty-sixth street near Avenue Forty-three south; thence southwardly in Twenty-sixth street to a point north of Avenue Forty-five south; thence curving eastwardly to a point in Avenue Forty-five south, east of Twenty-sixth street; thence eastwardly in Avenue Forty-five south to Government avenue near Twenty-second street; thence northeastwardly in Government avenue to a point where the said avenue is intercepted by Sixteenth street extended; thence eastwardly in Government avenue to a point at or near Fifth street; thence northwardly on Fifth street to a point at or near Johnson street; thence curving eastwardly on Johnson street, crossing the tracks of the Pennsylvania Railroad Company, to a point on Delaware avenue; thence northwardly on Delaware avenue and east of the right of way of the Pennsylvania Railroad Company to a point at or near the intersection of Delaware avenue, Porter street and Commercial avenue; thence northwestwardly along Commercial avenue parallel with and east of the right of way of the Pennsylvania Railroad Company and the Schuylkill River East Side Railroad Company to a point at or near the intersection of Commercial avenue, Moore street and Meadow street; thence northwardly in and along Meadow street east of and parallel with the right of way of the Schuylkill River East Side Railroad Company to a point at or near the intersection of Meadow street and Tasker street; thence curving westwardly and northwardly to a point in Front street, north of Tasker street, crossing the tracks of the Schuylkill River East Side Railroad in Meadow street, and the tracks of the Pennsylvania Railroad in Swanson street; thence northwardly along Front street to a point at or near Queen street; thence curving eastwardly into and along Queen street to a point in Delaware avenue north of Queen street, crossing the Swanson Street Branch of the Philadelphia, Wilmington and Baltimore Railroad and the tracks of the Pennsylvania Railroad; thence northwardly with a single track along Delaware avenue, and property adjacent thereto, nine and one-half feet east of the east rail of the tracks now laid in Delaware avenue to a point at or near Callowhill street; thence with a

double track northeastwardly along Delaware avenue and Beach street to a point at or near the Aramingo Canal; thence curving northwardly in and along the general course of said canal to the Richmond Branch of the Philadelphia and Reading Railroad; thence northeastwardly in and along the said Aramingo Canal or street to a point near Butler street; thence curving eastwardly to a line parallel with and northeast of Butler street; thence southeastwardly along same to a point near Casper street; thence curving eastwardly to a point in Carbon street at or near Wheat Sheaf lane; thence northeastwardly in Carbon street to a point in the line of Carbon street extended, on the river bank at or near Buckius street; thence northwardly by the general courses of the river bank to Bridge street; thence northeastwardly by a line outside of the river bank and crossing the mouth of Frankford Creek to a point on the wharf of the Philadelphia Cordage Company; thence northwardly, crossing the tracks of the Kensington and Tacony Branch of the Pennsylvania Railroad, to a point in Milnor street, at or near Funk street; thence northeastwardly in Milnor street to Monroe, otherwise known as Princeton street.

The route of the branch from point marked A on the main line to point marked B on County Line shall be as follows:—

Commencing at a point in the main line of the Philadelphia Belt Line Railroad in Aramingo Canal or street, south of Butler street, thence northeastwardly in the Aramingo Canal or street to a point south of Wheat Sheaf lane; thence curving westwardly, crossing Wheat Sheaf lane west of the Aramingo Canal or street and passing under the Philadelphia and Trenton Railroad immediately south of Frankford Creek; thence along and south of Frankford Creek, passing under Frankford avenue, and under Kensington avenue at or near "P" street; thence northwestwardly, crossing Juniata avenue at or near "O" street, Cayuga street at or near "N" street, Courtland street at or near "L" street, Fisher's lane at or near "J" street; thence northwestwardly, following the general course of Tacony Creek, as shown on the map, to the line between the counties of Philadelphia and Montgomery, at or near the intersection of Cheltenham avenue with Cheltenham avenue; the said branch to have Y connection with the railroad tracks of the main line, parallel with, and northeast of Butler street.

The route of the branch from point marked C on the main line to point marked D shall be as follows:—

Commencing at a point in the main line of the Philadelphia Belt Line Railroad in Carbon street north of Butler street, thence southwestwardly in Carbon street to a point in the line of Carbon street extended, on the river bank; thence southwestwardly by the general courses of the river bank to Allegheny avenue. The said branch to have Y connection with the railroad tracks of the main line parallel with and northeast of Bulter street.

The route of the branch from point marked E on the main line to point marked F shall be as follows:—

Commencing at a point in the main line of the Philadelphia Belt Line Railroad in Beach street south of the Aramingo Canal, thence northeastwardly in Beach street to Cumberland street.

The route of the branch from point marked G on the main line to point marked H shall be as follows:—

Commencing at a point on the main line of road on Government avenue near and west of Fifth street; thence extending eastwardly along Government avenue and Avenue Forty-three south to the river bank at or near Third street; thence along the river bank to a point at or near Spangler street.

The route of the branch from point marked I on the main line to point marked K shall be as follows:—

Commencing at a point in Schuylkill avenue at or near Hoyt street; thence southwardly in Schuylkill avenue to near Avenue Thirty-six south; thence curving westward to the river bank; thence following the general line of the river bank along the Schuylkill River to a point near the prolongation southward of Thirtieth street; thence curving northward to a connection with the tracks of the Girard Point Extension Railroad at or near Avenue Forty-five south.

There shall be no crossings at grade of existing streets now opened nor of railroad tracks now constructed and in use prior to June 20, 1889, by the portion of the Philadelphia Belt Line Railroad along the Aramingo Canal and Frankford and Tacony Creeks to the county line, excepting Richmond street at its crossing of the Aramingo Canal, and on the portion of the branch line along Butler street between Richmond street and Carbon street. All streets crossing Butler street between the Aramingo Canal and Richmond street, including Richmond street, shall be crossed overhead at an elevation of not less than thirteen feet.

The Department of Public Works, through the Board of Surveys be, and is hereby authorized and directed, from time to

time, upon the demand of the Philadelphia Belt Line Railroad Company, to widen Beach street and Delaware avenue from Cumberland street to the south side of Callowhill street on either or both sides of said streets, to an additional width of not more than thirty feet; also to shift the tracks occupied by the River Front Railroad Company and the Philadelphia & Reading Railroad Company, wherever necessary, between Cumberland street and the south side of Callowhill street, and to make such revision of street and curb lines as may be necessary to enable the tracks of the Philadelphia Belt Line Railroad Company to be constructed and operated upon said widened streets: *Provided*, That the shifting of the aforesaid tracks shall be done by or under the direction of the Department of Public Works, and that all expenses of every kind arising from the widening of said streets, the revision of street and curb lines, and vacation of sidewalks, and the shifting of aforesaid tracks, including all damage to private property shall be borne and paid by the Philadelphia Belt Line Railroad Company.

SECT. 2. That the Philadelphia Belt Line Railroad Company, wherever it shall cross or occupy any now opened public street, shall keep that portion thereof occupied by its tracks in good order and condition at all times, and shall save the City of Philadelphia harmless, so far as the City may be liable therefor, from any responsibility that may grow out of the construction or operation of the said railroad and branches over, upon, or under the streets as aforesaid.

When the City of Philadelphia shall direct the opening and paving or macadamizing of any street now upon the approved plan, or a change of grade of any street now open across the line of said railroad track to avoid grade crossings, in such a way as shall make necessary the construction of bridges and abutments, the railroad company shall construct at its own expense such bridges and abutments thus made necessary, in accordance with plans furnished by the Department of Public Works.

SECT. 3. The said Philadelphia Belt Line Railroad Company shall have the right to occupy with double tracks any portion of the property of the City of Philadelphia across which the route of the said railroad and branches may extend.

SECT. 4. The Philadelphia Belt Line Railroad Company shall enter into an agreement with the City of Philadelphia, that where the line of the said railroad shall be constructed on any portion of Delaware avenue as it now exists, that the said

company will move its tracks to the eastern side of said avenue whenever Delaware avenue shall be widened or opened of a sufficient width to permit this to be done. And thereupon the said Philadelphia Belt Line Railroad Company shall have the right to lay and maintain an additional track, with necessary turnouts and switches upon said portion of Delaware avenue so widened or opened; and if at any time hereafter the said avenue shall be so widened, the railroad company shall indemnify the City of Philadelphia against being put to any expense by reason of the building of bulkheads and of the grading and paving thereof.

SECT. 5. The rights conferred by this ordinance are granted upon the express and precedent condition that before any of the said rights herein conferred shall be exercised by the Philadelphia Belt Line Railroad Company, it shall procure such contracts under bonds, the amount of which is to be hereinafter specified to be executed with the city of Philadelphia, in such form as shall be approved by the City Solicitor, as will make effectual the following conditions:

That the Philadelphia Belt Line Railroad Company shall, in conjunction with all the stockholders of said company, enter into an agreement bearing the approval of the Mayor and the City Solicitor, that the whole of the Philadelphia Belt Line Railroad and its branches shall be completed within five years after the passage of this ordinance and that as fast as the said Philadelphia Belt Line Railroad and branches shall be completed each part thereof as rapidly as it shall be constructed shall be open to the use of all railroad companies which shall execute a satisfactory agreement to comply with all reasonable rules and regulations, which rules and regulations shall apply to all without discrimination.

SECT. 6. That the Philadelphia Belt Line Railroad Company shall be subject to the same limitations and penalties respecting the time of running its trains and the standing of its engines or cars upon any part of its track between Callowhill street and Dock street, as were provided for the River Front Railroad Company, in ordinance approved May 31, 1877, entitled "An ordinance to authorize the River Front Railroad Company and the Philadelphia and Reading Railroad Company to severally and jointly occupy and use certain streets for railroad purposes," as well as the subsequent decree of the Court of Common Pleas confirming the restrictions as provided by ordinance.

SECT. 7. The position of the said railroad tracks upon said streets and avenues now opened shall conform to the established grade thereof, and when the growth of improvement shall require bringing the streets not yet opened along which the said railroad or its branches may be laid to the conformed grades of the City, the said railroad company shall at its own expense raise or depress its tracks to conform to the said grades wherever and whenever it shall be notified to do so by ordinance of Councils ordering the opening and paving or macadamizing of said streets and the construction as to plan and character of rail, shall be approved by the Department of Public Works; and it is hereby stipulated that before any of the streets or avenues herein designated shall be occupied for railroad purposes, the company shall file an obligation with the City Solicitor, protecting the said City from any expenses whatever consequent upon, or growing out of the laying of said railroad tracks hereby authorized so far as the said City shall be liable.

SECT. 8. That no higher charges shall be made by the Philadelphia Belt Line Railroad Company for the transportation of any traffic over the lines of the railroad authorized to be constructed, than are permitted by the provisions of the act of General Assembly of the Commonwealth of Pennsylvania entitled "An act regulating railroad companies," approved the nineteenth day of February, 1849, and all supplements thereto.

SECT. 9. That the dividends on the fully paid stock be limited to six per cent. per annum, all excess of earnings to go to the City of Philadelphia.

SECT. 10. That the privileges herein and hereby given to the Philadelphia Belt Line Railroad Company are conditioned upon their giving to the City of Philadelphia, prior to the commencement of each section, as hereinafter specified, upon the approval of the City Solicitor, the following bonds of indemnification, protecting the City from all loss, damage, claim or demand by reason of the construction of the railroad tracks herein authorized to be constructed by the Philadelphia Belt Line Railroad Company: Upon that portion of the line between Point Breeze and Pollock street, fifty thousand (50,000) dollars; upon that portion of the line between Pollock street and Reed street, seventy-five thousand (75,000) dollars; between Reed street and Lehigh avenue, two hundred and fifty thousand (250,000) dollars; between Cumberland street and Tacony, one hundred thousand (100,000) dollars; between Lehigh avenue and County Line, fifty thousand (50,000) dollars. Said

bonds shall bear the guarantee or security of one or more of the Philadelphia trust companies, and shall terminate and become void at the expiration of two years after the completion of the respective sections to which they apply.

SECT. 11. That the Department of Public Works be and is hereby authorized and directed to make modifications in the lines and grades of streets crossed by the Philadelphia Belt Line Railroad, as follows :

Lay out a new street, fifty feet wide, on the west side of the Aramingo Canal, from Richmond street to East Girard avenue. Lower the grade of East Norris street and East Girard avenue, at the crossing of the Aramingo Canal, to $+ 4.0$ City *datum* ; revise the lines and grades of Frankford avenue, the elevation of tracks at said avenue to be $+ 8.0$ City *datum*, and of the Asylum road, near Crescentville, so that those streets shall be carried over the railroad, on bridges, with a clearance of nineteen feet ; revise the grades of Kensington avenue and Old Front street, so that Kensington avenue may be carried over the railroad on a bridge with nineteen feet clearance ; revise the grades of Fisher's lane, Olney road, and Old Second street, so that each may be carried, on a bridge, over the railroad, with a clearance of nineteen feet ; revise the lines and grades of all streets not now open along the line of Frankford Creek, between the Aramingo Canal and the Montgomery county line, so that said streets, when opened, may pass either under or over the Philadelphia Belt Line Railroad ; revise the grade on Queen street, between Delaware avenue and Swanson street, and on the west side of Delaware avenue.

The Department of Public Works is hereby further authorized and directed to make such revision of the grades of any and all streets upon the Plan of the City which shall be affected by the aforesaid revisions, or by the construction of the Philadelphia Belt Line Railroad Company, as may be necessary to enable the said railroad to be constructed, and to make effectual the aforesaid revisions of grades ; conditioned that said Philadelphia Belt Line Railroad shall file its bond in the sum of two hundred and fifty (250,000) dollars, to be approved by the City Solicitor, and file in the Law Department, providing that said company shall pay all damages arising out of the changes and modifications of the grades of the streets, avenues and lanes, now opened, mentioned in this section.

SECT. 12. All work herein and hereby authorized shall be done under the supervision and to the satisfaction of the Depart-

ment of Public Works, and nothing herein or hereby granted shall prevent Councils, by ordinance, from establishing proper regulations for running of the cars and locomotives over the streets herein named as may be required for the protection of the citizens and business interests of the city, and before exercising any of the rights or privileges herein and hereby granted, the sum of fifty (50) dollars shall be paid by the Philadelphia Belt Line Railroad Company into the City Treasury for the printing of this ordinance.

SECT. 13. That, before exercising any of the rights or privileges herein or hereby granted, the Philadelphia Belt Line Railroad Company, the officers, directors and all the shareholders thereof, shall execute, to the satisfaction of the Mayor and City Solicitor, an agreement providing for the creation of a voting trust for all the stock of the said railroad company. Also, an agreement providing for a gift of fifty-one (51) per cent. of the present stock of said railroad company and fifty-one (51) per cent. of all the stock which may hereafter be issued by it to such corporations and persons as may be legally competent to act thereunder, to the end that the said railroad may forever be maintained for the common use of all railroads upon equal terms, without discrimination.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

· AN ORDINANCE

To approve the contract and surety of J. B. Reilly for doing all the preparatory work in connection with the construction of a reservoir in the Twenty-first Ward.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of J. B. Reilly for doing all the preparatory work in connection with the construction of a reservoir in the Twenty-first Ward be, and the same is hereby approved, and that The Equitable Trust Company be, and it is hereby approved as the surety of the said J. B. Reilly for the faithful performance of the said contract.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of McMahon & Ruch for the construction of the Monoshone branch of the intercepting sewer.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of McMahon & Ruch for the construction of the Monoshone branch of the intercepting sewer be, and the same is hereby approved, and that the City Trust Safe Deposit and Surety Company be, and it is hereby approved as the surety of the said McMahon & Ruch for the faithful performance of the said contract: *Provided*, That the said contract shall contain a clause that the said sewer shall be completed in all respects according to the plans, specifications and estimates of the Chief Engineer and Surveyor for the following sums or prices, viz.: For sewers, $3\frac{1}{2}$ and $2\frac{1}{2}$ feet in diameter, along Rittenhouse lane and through Fairmount Park to Wissahickon avenue, per linear foot, including all appurtenances, the sum of eight (8) dollars and sixty-seven (67) cents; for sewers, 12, 15 and 18 inches and $2\frac{1}{4}$ feet in diameter, with stone bottom, including four junction manholes, two inlets and all other appurtenances, per linear foot, the sum of one (1) dollar and ninety (90) cents: for conduit on Wissahickon avenue, 4 feet in diameter, with 3 feet diameter connection and wingwalls and including all other appurtenances, per linear foot, the sum of eight (8) dollars and sixty-seven (67) cents: for conduit on Rittenhouse street, $2\frac{3}{4}$ by 4 feet in diameter, with 12-inch pipe sewer under or alongside, per linear foot, including all appurtenances, the sum of eight (8) dollars and sixty-seven (67) cents: for conduits, $2\frac{1}{2}$, $2\frac{3}{4}$ by 3, and $3\frac{1}{4}$ feet diameter, with 12-inch pipe sewer under or alongside, per linear foot, including all appurtenances, the sum of eight (8) dollars and sixty-seven (67) cents: for additional 12-inch terra-cotta pipe, not in concrete laid in place, per linear foot, the sum of one (1) dollar and ten (10) cents. The total cost of the work to be done shall not exceed the sum of twenty-three thousand (23,000) dollars.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE.

To approve the contract and surety of The Pottsville Bridge Company, for the construction of the wrought iron west approach to the proposed bridge over the Schuylkill river at Walnut street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of The Pottsville Bridge Company for the construction of the wrought iron west approach to the proposed bridge over the Schuylkill River at Walnut street, between piers twelve (12) and forty-one (41) inclusive, be and the same is hereby approved, and The Equitable Trust Company be and is hereby approved as the surety of the said Pottsville Bridge Company, for the faithful performance of the said contract.

SECT. 2. That the Mayor be and he is hereby authorized to enter security for damages to private property by reason of the execution of said contract.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE.

To authorize certain transfers in the annual appropriations to the Departments of City Commissioners and City Controller and Clerks of Councils for the year 1890.

SECTION 1 *The Select and Common Councils of the City of Philadelphia do ordain*, That the City Controller be authorized and directed to make the following transfers, viz. : From Item 7, to pay grand jurors, four hundred and fifty (450) dollars: to Item 5, to pay jurors of the Courts of Common Pleas Nos. 1, 2, 3 and 4, in the annual appropriation to the Department of City Commissioners for the year 1890. From Item 1, for salaries, one hundred (100) dollars; to item 4, for books, stationery, printing, and incidentals in

the annual appropriation to the Department of City Controller for said year. From Item 2, for printing, one thousand seven hundred (1700) dollars; from Item 3, for binding, one hundred (100) dollars; from Item 4, for advertising, one hundred and fifty (150) dollars, in all one thousand nine hundred and fifty (1950); to Item 5, for stationery, six hundred and fifty (650) dollars; to Item 6, for carriage hire, three hundred (300) dollars, and to Item 7, for incidentals, one thousand (1000) dollars, in the annual appropriation to the Clerks of Councils for said year.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To prevent the merging of Items 13 and 25 in the annual appropriation to the Department of Public Safety (Bureau of City Property), and Items 46, 46½ and 49 in the annual appropriation to the Board of Public Education for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That Items 13, for removing ice and snow from pavements in front of State House Row, Public Halls and squares, and Item 25, for fire house at Tacony, in the annual appropriation to the Department of Public Safety (Bureau of City Property), for the year 1890, and the balances to the credit of Items 46 and 46½, for new school houses, lots and additions to buildings, and Item 49, for alterations, Madison school house, Eleventh Section, in the annual appropriation to the Board of Public Education for said year shall not merge December 31, 1890.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to pay the interest and State tax on the funded debt of the City of Philadelphia falling due on the first day of January, 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one million six hundred and twenty-two thousand eight hundred and eighty (1,622,880) dollars and seventy-five (75) cents be, and the same is hereby appropriated to pay the interest and State tax on the funded debt of the City of Philadelphia falling due on the first day of January, Anno Domini one thousand eight hundred and ninety-one (1891). And the Farmers' and Mechanics' National Bank is hereby authorized and empowered to anticipate said payment. Warrants for the payment of said interest shall be drawn as follows: The Farmers' and Mechanics' National Bank shall present to the Mayor of the City of Philadelphia a list of loanholders to be paid as aforesaid, the amount of the principal of the debt owned by them respectively, the rate and amount of interest accrued, the amount of State tax to be deducted and retained, and the net sum due for interest. And at the foot of each list the Mayor shall add the following warrant:

MAYOR'S OFFICE.

Philadelphia, , 189 .

To the Farmers' and Mechanics' National Bank.

Pay to the persons and corporations above named the amount respectively due them, as above set forth, for interest on City debt.

.....
Mayor of Philadelphia.

The said list shall be sent to the City Controller to be countersigned by him.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to pay Series "K," of the four per cent. loan, maturing December 31, 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of four hundred thousand (400,000) dollars be, and the same is hereby appropriated to pay the principal of the four per cent. loan, Series K, which will mature December 31, 1890, and the City Treasurer is hereby directed to withdraw from the general fund the said sum of four hundred thousand (400,000) dollars, and deposit the same with the fiscal agent of the City, and the said fiscal agent is hereby directed to pay the certificates of said loan on presentation out of said sum.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To authorize certain transfers in the annual appropriation to the Department of Public Works for the year 1890.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the City Controller be authorized and directed to make the following transfers in the annual appropriation to the Department of Public Works for the year 1890, viz. Section 1 (Director's Office): From Item 1, salaries, one hundred and thirty-seven (137) dollars. Section 2 (City Ice Boats): From Item 3, salaries, nine (9) dollars and fifty (50) cents; from Item 6, stationery, etc., one hundred (100) dollars. Section 3 (Bureau of Gas): From Item 1, salaries, four hundred (400) dollars; from Item 3, cannel and gas coal, thirty-four (34) dollars and twenty (20) cents; from Item 4, materials and supplies, five thousand (5000) dollars; from Item 8, extensions, five hundred (500) dollars. Section 4 (Bureau of Highways): From Item 1, salaries, ninety four (94) dollars and forty-three (43) cents; from Item

2, paving intersections, six thousand four hundred and forty-five (6445) dollars and eighty-two (82) cents; from Item 3, repairs to paved streets, six (6) dollars; from Item 4, repairing and maintaining unpaved streets, etc., five thousand eight hundred and four (5804) dollars and seventy-five (75) cents; from Item 5, repairing, etc., sewers and inlets, six (6) dollars and twenty-two (22) cents; from Item 6, grading streets (appropriation for sewer at Second and Lippincott streets, built by the Bureau of Surveys), five thousand five hundred and forty (5540) dollars; from Item 7, repairs of bridges, two thousand (2000) dollars; from Item 9, printing, etc., four hundred (400) dollars; from Item 12, repairing meadow banks, etc., three hundred and fifty (350) dollars; from Item 13, repairing, repaving, etc., railway streets, one thousand seven hundred and nine (1709) dollars and seventeen (17) cents; from Item 18, sprinkling Broad street, one hundred and one (101) dollars; from Item 20, grade, curb, and gutter stakes, two hundred (200) dollars; from Item 22, stone and iron cross gutters, seventy-two (72) dollars and two (2) cents; from Item 23, regrading, repaving, etc., Kensington avenue, eight hundred (800) dollars and fifty-five (55) cents; from Item 24, repaving with improved pavement streets not occupied by passenger railway tracks, three hundred and ninety-two (392) dollars and eighty-seven (87) cents; from Item 25, to aid the Meadow Bank Co., in the Twenty-seventh Ward, one hundred and thirty (130) dollars; from Item 30, repairs to sewers on Brown and Parrish streets, one hundred and fifty-four (154) dollars and thirty-five (35) cents. Section 5 (Bureau of Lighting): From Item 3, printing, etc., two hundred and seventy-five (275) dollars; from Item 6, electric lighting, five hundred and twenty-five (525) dollars; from Item 7, gasoline lighting, eight hundred and ten (810) dollars; from Item 8, lighting Northern Liberties District, thirteen (13) dollars and twenty-two (22) cents; from Item 9, extensions, seven hundred and twenty-eight (728) dollars and forty (40) cents. Section 6 (Bureau of Street Cleaning): From Item 4, cleaning streets, etc., one thousand one hundred (1100) dollars. Section 7 (Bureau of Surveys): From Item 1, salaries, one hundred (100) dollars; from Item 4, salaries of Surveyors, etc., wages and expenses of First District, five hundred (500) dollars, in Second District, seven hundred (700) dollars, in Sixth District, one thousand five hundred (1500) dollars, two thousand seven hundred (2700) dollars; from Item 9, new surveys, etc., two hundred (200)

dollars; from Item 13, establishing and marking street lines in Third Survey District, two (2) dollars and twenty-five (25) cents; from Item 14, revising and renewing plans in the Fifth Survey District, one hundred (100) dollars; from Item 15, revising and renewing plans in the Sixth Survey District, five hundred (500) dollars; from Item 16, revising lines in the Twenty-second Ward, east of Broad street, one thousand two hundred (1200) dollars, between Hansbury and School streets, etc., four hundred and fifty (450) dollars, one thousand six hundred and fifty (1650) dollars; from Item 25, examination and reconstruction of old sewers, etc., ten (10) dollars and three (3) cents; from Item 26, construction of Clearfield street sewer, etc., five thousand six hundred and eighty-three (5683) dollars and ninety-seven (97) cents; from Item 27, the Aramingo Canal system, one thousand one hundred and seventy-six (1176) dollars and eighty (80) cents; from Item 32, grading at Fifth and Annsbury street, eight (8) dollars and one (1) cent; from Item 33, new bridges, balance from 1889, sixty-six (66) dollars and fifty-five (55) cents; from Item 34, Walnut street bridge, balance from 1889, five hundred and seventy-eight (578) dollars and thirty-six (36) cents; from Item 36, repairs to main sewers, appropriated by ordinance of March 24, 1890, six (6) dollars and seventy-one (71) cents.

Section 8 (Bureau of Water): From Item 1, salaries, five hundred (500) dollars; from Item 2, general supplies, etc., one thousand (1000) dollars; from Item 6, supplies, etc., one thousand (1000) dollars; from Item 9, extensions, forty-eight-inch main, two hundred and four (204) dollars and nine (9) cents; in all forty-nine thousand three hundred and twenty-six (49,326) dollars and twenty-seven (27) cents.

Section 1 (Director's Office): To Item 3, for printing, stationery, etc., five hundred and fifty (550) dollars.

Section 3 (Bureau of Gas): To Item 2, wages, etc., thirty thousand (30,000) dollars.

Section 4 (Bureau of Highways): To Item 11, for incidentals, etc., two hundred (200) dollars; to Item 16, for crossing, gutter and tramway stones, one thousand six hundred and eleven dollars (1611) dollars and twenty-seven (27) cents; to Item 21, for emergencies, eight thousand (8000) dollars.

Section 5 (Bureau of Lighting): To Item 3, for wages of lamp-lighters, etc., four hundred and sixty-five (465) dollars.

Section 7 (Bureau of Surveys): To Item 4, wages and expenses of District Surveyors, in Third District, one thousand two hundred (1200) dollars; in Fourth District, four hundred

(400) dollars ; in Eighth District, five hundred (500) dollars ; in Thirteenth District, six hundred (600) dollars, two thousand seven hundred (2700) dollars ; to Item 11, renewing worn out topographical plans, etc., one hundred (100) dollars. Section 8 (Bureau of Water) : To Item 5, for repairs and improvements of the distribution, five thousand (5000) dollars ; to Item 7, for general incidental and contingent expenses, seven hundred (700) dollars.

Approved the twenty-sixth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the District Attorney for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-three thousand eight hundred (33,800) dollars be, and the same is hereby appropriated to the District Attorney, for the year 1891.

Item 1. For salaries : District Attorney (fixed by Act of Assembly), ten thousand (10,000) dollars ; first assistant (fixed by Act of Assembly), five thousand (5000) dollars ; second assistant (fixed by Act of Assembly), four thousand dollars ; third assistant (fixed by Act of Assembly) three thousand (3000) dollars ; fourth assistant, two thousand (2000) dollars ; indictment clerk, one thousand eight hundred (1800) dollars ; clerk, one thousand (1000) dollars ; fee clerk, five hundred (500) dollars ; total, twenty-seven thousand three hundred (27,300) dollars : *Provided*, The amount appropriated in this Item shall be taken from the fees earned by the District Attorney.

Item 2. For services of two detectives, two thousand seven hundred (2700) dollars.

Item 3. For incidentals and expenses incident to the prosecution of cases, return of fugitives, blanks, stationery, temporary clerk hire, etc., three thousand (3000) dollars : *Provided*, That warrants may be drawn against this item for bills contracted in 1890.

Item 4. For stenographing and type writing, eight hundred (800) dollars.

And warrants shall be drawn by the District Attorney in conformity with the existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Coroner, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of twenty-three thousand seven hundred and eighty (23,780) dollars be, and the same is hereby appropriated to the Coroner for the year 1891.

Item 1. For salaries: Coroner (fixed by Act of Assembly), five thousand (5000) dollars; deputy coroner (fixed by Act of Assembly), two thousand five hundred (2500) dollars; clerk, one thousand three hundred (1,300) dollars; assistant clerk, one thousand (1000) dollars; two physicians, one thousand five hundred (1500) dollars each; two messengers, nine hundred (900) dollars each; wagon driver, one thousand eight hundred (1800) dollars; type-writer, six hundred (600) dollars; janitor, one hundred and eighty (180) dollars; total, seventeen thousand one hundred and eighty (17,180) dollars.

Item 2. For stationery and fuel, four hundred (400) dollars.

Item 3. For exhuming and incidentals, four hundred (400) dollars.

Item 4. For witnesses, jury fees, and burials, four thousand (4000) dollars.

Item 5. For rent of office, one thousand two hundred (1200) dollars.

Item 6. For maintenance of two horses and wagons, six hundred (600) dollars: *Provided*, That the amounts appropri-

ated to Item 1, for Coroner, deputy coroner and Clerk, shall be taken from the fees earned by the Coroner.

And warrants shall be drawn by the Coroner in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of City Treasurer for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-eight thousand three hundred and twenty (38,320) dollars be, and the same is hereby appropriated to the Department of City Treasurer, for the year 1891.

Item 1. For salaries, City Treasurer (fixed by Act of Assembly), ten thousand (10,000) dollars; chief clerk, two thousand five hundred (2500) dollars; receiving teller, two thousand (2000) dollars; receiving teller, one thousand eight hundred (1800) dollars; assistant receiving teller, one thousand two hundred (1200) dollars; paying teller, two thousand three hundred (2300) dollars; first assistant paying teller, one thousand four hundred (1400) dollars; second assistant paying teller, one thousand one hundred (1100) dollars; book-keeper, one thousand eight hundred (1800) dollars; assistant book-keeper, one thousand (1000) dollars; warrant clerk, one thousand five hundred (1500) dollars; two assistant warrant clerks, one thousand (1000) dollars each; State clerk, one thousand five hundred (1500) dollars; three assistant State clerks, one thousand (1000) dollars each; miscellaneous clerk, one thousand (1000) dollars; miscellaneous clerk and watchman, nine hundred (900) dollars; messenger, one thousand (1000) dollars; watchman, seven hundred and twenty (720) dollars; janitor, three hundred (300) dollars; total, thirty-seven thousand and twenty (37,020) dollars.

Item 2. For incidental expenses, four hundred (400) dollars.

Item 3. For printing, binding, blank books, and stationery, nine hundred (900) dollars.

And warrants shall be drawn by the City Treasurer in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the clerks of Councils for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-four thousand three hundred and forty (34,340) dollars be, and the same is hereby appropriated to the clerks of Councils for the year 1891.

Item 1. For salaries of two clerks, two thousand five hundred (2500) dollars each; assistant clerk of Common Council, two thousand (2000) dollars; assistant clerk of Select Council and making index of Select Council Journal, two thousand (2000) dollars; assistant clerk of Common Council and making index of Journal Common Council and ordinances and preparing book for Finance Committee, one thousand seven hundred (1700) dollars; assistant clerk of Common Council and clerk of the Committees on Highways and Surveys, one thousand two hundred (1200) dollars; two sergeant-at-arms, at one thousand four hundred (1400) dollars each; fourteen thousand seven hundred (14,700) dollars.

Item 2. For printing Journals and other documents, nine thousand (9000) dollars: *Provided*, That none of the annual reports of the several departments, except the Controller's report, shall be printed in the Appendix to the Journals of Councils: *Provided*, That the bid for the printing of the Journal and Appendix of Common Council and the approved

ordinances and other printing required by Common Council shall be advertised for and the contract awarded separately from that for the Journal and Appendix and other printing required by Select Council, and that no bid shall be entertained, nor shall any contract be awarded for the Select Council printing to the parties who have obtained the contract for that of Common Council.

Item 3. For binding journals, ordinances and other documents, one thousand five hundred (1500) dollars: *Provided*, That the binding of the annual message of the Mayor of the City and the annual reports of the respective departments shall not be paid out of this item.

Item 4. For advertising and printing notices, three hundred (300) dollars.

Item 5. For stationery, one thousand four hundred (1400) dollars.

Item 6. For carriage hire, one thousand two hundred (1200) dollars: *Provided*, That the Controller shall countersign no warrant drawn on this item, until furnished with the bill, approved by the chairman and two members of the committee for whose use the carriages were provided.

Item 7. For incidentals and repairs, three thousand (3000) dollars: *Provided*, That no warrant shall be drawn on this item unless the bills are first approved by the Committee on Finance at a regular meeting of the committee.

Item 8. For compensation of doorkeeper of Common Council, two hundred and forty (240) dollars; doorkeeper of Select Council, two hundred (200) dollars; cleansers and labor, seven hundred and eighty (780) dollars; janitor and fireman of clerk's office and janitor of water-closets, Independence Hall, seven hundred and twenty (720) dollars; and two pages, two hundred (200) dollars; two thousand one hundred and forty (2140) dollars.

Item 9. For printing and binding Manual of Councils for the use of the members thereof, six hundred (600) dollars.

Item 10. For salary of Secretary of Finance Committee, five hundred (500) dollars.

Provided, That the above salaries shall be full compensation for any work done for the City: *Provided*, That not more than eight hundred journals and appendixes of each branch of Councils for each half year shall be printed, and not more

than three hundred and fifty (350) copies of each half year shall be bound: *Provided further*, That not more than one thousand two hundred (1200) ordinances for each year shall be printed, and not more than seven hundred and fifty (750) copies shall be bound: *And provided also*, That not more than seven hundred and fifty (750) copies of the opinions of the City Solicitor, to be bound in the book of ordinances, shall be printed.

And warrants shall be drawn by the clerks of Councils in conformity with existing ordinances.

All ordinance or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Recorder of Deeds, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and four thousand five hundred and ninety (104,590) dollars and fifty-seven (57) cents be, and the same is hereby appropriated to the Recorder of Deeds for the year 1891.

Item 1. For salaries: Recorder of Deeds (fixed by Act of Assembly), ten thousand (10,000) dollars; deputy, two thousand five hundred (2500) dollars; chief clerk, two thousand (2000) dollars; book-keeper, one thousand five hundred (1500) dollars; chief search clerk, two thousand (2000) dollars; three mortgage search clerks, one thousand five hundred (1500) dollars each; two conveyance search clerks, one thousand two hundred (1200) dollars each; mortgage index clerk, one thousand eight hundred (1800) dollars; conveyance index clerk, one thousand five hundred (1500) dollars; miscellaneous clerk, one thousand two hundred (1200) dollars; three miscellaneous clerks, one thousand (1000) dollars each; superintendent of transcribing room, one thousand four hundred

(1400) dollars; compare clerk, one thousand three hundred and fifty (1350) dollars; assistant compare clerk, one thousand one hundred (1100) dollars; compare clerk and assistant compare clerk, one thousand (1000) dollars each; custodian of records, eight hundred (800) dollars; messenger, seven hundred (700) dollars; and as many transcribing clerks as may be needed, at a salary of forty (40) per cent. upon the amount received for recording, say thirty-eight thousand (38,000) dollars; total, seventy-seven thousand seven hundred and fifty (77,750) dollars: *Provided*, That the amount appropriated in this item shall be taken from fees earned by the Recorder of Deeds.

Item 1½. For the pay of transcribing clerks for the month of December, 1890, two thousand five hundred (2500) dollars.

Item 2. For blank books and stationery, four thousand five hundred (4,500) dollars.

Item 3. For incidentals, eight hundred (800) dollars.

Item 4. For janitor and typewriter, six hundred (600) dollars each; one thousand two hundred (1200) dollars.

Item 5. For preparation of indices, to replace those worn, as follows: Six temporary clerks, at the rate of one thousand (1000) dollars each per year; and five hundred (500) dollars for blank books; total, six thousand five hundred (6500) dollars.

Item 6. For recopying old records, one chief clerk, at the rate of one thousand four hundred (1400) dollars per annum; and four assistant clerks, at the rate of nine hundred (900) dollars per annum; total, five thousand (5000) dollars.

Item 7. For Recorder's transfer clerk, one thousand two hundred (1200) dollars.

Item 8. For new index books, one thousand two hundred (1200) dollars.

Item 9. To refund to Louis Wagner, John O'Donnel and George G. Pierie money paid into the City Treasury through error, the same having been received by them while holding the office of Recorder of Deeds, and to which they were entitled as commissions, viz.: Louis Wagner, the sum of one thousand (1000) dollars and twenty-five (25) cents; John O'Donnel, one thousand two hundred and eighty-three (1283) dollars and fifty-seven (57) cents; and George G. Pierie, one thousand six hundred and fifty-six (1656) dollars and seventy-

five (75) cents; total, three thousand nine hundred and forty (3940) dollars and fifty-seven (57) cents: *Provided*, That said sums correspond with the City Controller's books.

And warrants shall be drawn by the Recorder of Deeds in conformity with existing ordinances.

All ordinances, or parts of ordinances, inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Register of Wills for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of thirty-four thousand five hundred (34,500) dollars be, and the same is hereby appropriated to the Register of Wills for the year 1891.

Item 1. For salaries: Register of Wills and Clerk of Orphans' Court (fixed by Act of Assembly) five thousand (5000) dollars; deputy Register, two thousand (2000) dollars; two transcribing clerks, one thousand (1000) dollars each; miscellaneous clerk, one thousand (1000) dollars; two account clerks, one thousand (1000) dollars each; three recording clerks, one thousand (1000) dollars each; inventory clerk, one thousand (1000) dollars; two index clerks, one thousand (1000) dollars each; messenger and custodian of records, eight hundred (800) dollars each; janitress, five hundred (500) dollars; Orphans' Court, first assistant clerk (fixed by Act of Assembly) two thousand (2000) dollars; second assistant clerk (fixed by Act of Assembly) one thousand eight hundred (1800) dollars; third assistant clerk, (fixed by Act of Assembly) one thousand two hundred (1200) dollars; five assistant clerks (fixed by Act of Assembly) one thousand (1000) dollars each; one assistant clerk, one thousand (1000) dollars; messenger and custodian of records, eight hundred (800) dollars; total, thirty-one thousand nine hundred

(31,900) dollars: *Provided*, That the amount appropriated in this Item for salaries shall be taken from fees earned by the Register of Wills.

Item 2. For Law Books for Library of the Orphans' Court, two hundred (200) dollars.

Item 3. For Incidentals, including repairs of books, eight hundred (800) dollars.

Item 4. For Blank books, stationery and supplies, one thousand six hundred (1600) dollars.

And warrants shall be drawn by the Register of Wills in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Board of Revision of Taxes for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of one hundred and twenty-three thousand two hundred (123,200) dollars be, and the same is hereby appropriated to pay the expenses of the Board of Revision of Taxes for the year 1891.

Item 1. To pay salaries of the members of the Board of Revision at four thousand (4000) dollars each per annum, the sum of twelve thousand (12,000) dollars.

Item 2. To pay salaries of forty-two (42) assessors at two thousand (2000) dollars each per annum, eighty-four thousand (84,000) dollars.

Item 3. To pay salary of chief clerk, two thousand two hundred and fifty (2250) dollars.

Item 4. To pay salary of assistant clerk, two thousand (2000) dollars.

Item 5. To pay salaries of division and locality clerk, one thousand five hundred (1500) dollars; appeal clerk, allowance clerk, certificate clerk, and record clerk at one thousand (1000) dollars each per annum, five thousand five hundred (5500) dollars.

Item 6. To pay salary of miscellaneous clerk, one thousand one hundred (1100) dollars; and miscellaneous clerks engaged in making up tax duplicates and tax triplicates, eleven thousand five hundred (11,500) dollars; total, twelve thousand six hundred (12,600) dollars.

Item 7. To pay for stationery, tax duplicates, tax triplicates, recapitulation books, blotters and assessment books for the use of assessors in making return of assessments for the year 1892, including rebinding of duplicates for the year 1891, for blank books, for house numbering and rebinding old assessors' books, three thousand seven hundred (3700) dollars.

Item 8. To pay for additions to maps in the office of the Board of Revision, one hundred and fifty (150) dollars.

Item 9. To pay for incidentals, house cleaning and advertising appeals, one thousand (1000) dollars: *Provided*, That when binding shall be required, payment for which is taken from Item 7, the said board be, and is hereby authorized to invite proposals from not less than five responsible parties known to be engaged in the business, and award the contract to the lowest and best bidders, with the approval of the Committee on Finance, and that the schedule of the bids received, award of contract made, with a copy of the request of such bids, certified by the Committee on Finance, shall be sent to the City Controller before he shall sign any warrants for binding.

And warrants shall be drawn by the Board of Revision of Taxes in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Board of Public Education for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two million six hundred and fifty-two thousand three hundred and fifty-four (2,652,354) dollars and seven (7) cents be, and the same is hereby appropriated to the Board of Public Education for the year 1891.

Item 1. For salaries of teachers, one million six hundred and fifty thousand one hundred and sixty-nine (1,650,169) dollars.

Item 1½. For the purpose of increasing the salaries of teachers of the first to the eighth grades assistant teachers in grammar grades of consolidated combined, girls and mixed grammar schools and the teachers in the kindergartens at the rate of fifty (50) dollars per annum each, one hundred and fourteen thousand three hundred (114,300) dollars.

Item 2. For expenses of preparing diplomas of the graduating class of the Central High School, one hundred and fifty (150) dollars.

Item 3. For philosophical apparatus and chemicals (including Artisans' Night School), at the Central High School, seven hundred and fifty (750) dollars.

Item 4. For printing and petty expenses, philosophical apparatus and chemicals at the Girls' Normal School, and the School of Practice, fifteen hundred (1500) dollars.

Item 5. For rent of school houses, thirty-six thousand five hundred and twenty-two (36,522) dollars.

Item 6. For printing and petty expenses for the Central High School, Manual Training School and thirty-five sections, seven thousand two hundred (7200) dollars.

Item 7. For clerk hire for the thirty-five sections, three thousand five hundred (3500) dollars.

Item 8. For furnaces and stoves in old school houses, fourteen thousand (14,000) dollars.

Item 9. For furnaces and stoves in new school houses (and this item shall not merge December, 31, 1891), twenty-nine thousand (29,000) dollars.

Item 10. For cleaning school houses, one hundred and fifty six thousand two hundred and one (156,201) dollars.

Item 11. For general repairs and alterations (including special furniture) and forty-four thousand six hundred and fifty (44,650) dollars for sanitary repairs: *Provided*, that no work or material to be paid for out of this item shall be advertised for until the consent of Councils Committee on Schools is first obtained, one hundred and eighty thousand (180,000) dollars.

Item 12. For desks, blackboards and furniture in old school houses, six thousand (6000) dollars.

Item 13. For tools, supplies, etc., in shops and laboratories of Manual Training School, including eighteen hundred (1800) dollars, for lathes, planer and drill press, four thousand (4000) dollars.

Item 14. For removal of ashes, two thousand eight hundred (2800) dollars.

Item 15. For expenses of Committee on Property, Grammar, secondary and primary schools; estimates; supplies; night schools; reports of schools and qualifications of teachers, seven hundred (700) dollars.

Item 16. For furniture for new school houses, thirty-five thousand (35,000) dollars.

Item 17. For cleaning cesspools, one thousand five hundred (1500) dollars.

Item 18. For ground rents (and this item shall not merge on December 31, 1891), twenty-two thousand four hundred and twenty (22,420) dollars and eighty-five (85) cents.

Item 19. For fuel (and this item shall not merge on December 31, 1891), seventy-eight thousand (78,000) dollars.

Item 20. For books and stationery, one hundred and twenty-seven thousand five hundred (127,500) dollars.

Item 21. For supply of sewing materials, two thousand five hundred (2500) dollars.

Item 22. For supply of kindergarten materials, two thousand (2000) dollars.

Item 23. For rent of additional buildings and furniture for the same, and furniture for additional divisions, six thousand (6000) dollars.

Item 24. For insurance on buildings, four thousand (4000) dollars.

Item 25. For printing annual report and printing all blanks and reports for schools, seven thousand (7000) dollars.

Item 26. For salaries of officers, and employment of additional help (including stenographer) to assist in delivery of supplies, eleven thousand (11,000) dollars.

Item 27. For advertising, one thousand (1000) dollars.

Item 28. For cleaning offices, two hundred (200) dollars.

Item 29. For carriage hire, six hundred (600) dollars.

Item 30. For portorage of books, one thousand two hundred (1200) dollars.

Item 31. For postage stamps, one thousand (1000) dollars.

Item 32. For curbing, paving, grading, culverts, etc., three thousand five hundred (3500) dollars.

Item 33. For blank books, stationery, incidentals and repairs for office, one thousand five hundred (1500) dollars.

Item 34. For salaries, Architect and Supervisor, twenty-six hundred (2600) dollars; Assistant Inspector of School buildings; one at eighteen hundred (1800) dollars, one at thirteen hundred and fifty (1350) dollars, one at eleven hundred (1100) dollars, and one at one thousand (1000) dollars, and incidental expenses connected with same, sixteen hundred and fifty (1650) dollars, total nine thousand five hundred (9500) dollars.

Item 35. For putting wire screens on the windows of the several school houses, one thousand (1000) dollars.

Item 36. For extraordinary and accidental repairs, one thousand five hundred (1500) dollars.

Item 37. For night schools (and this item shall not merge on December 31, 1891), forty-five thousand (45,000) dollars.

Item 38. For collecting, storing, changing and putting in order old furniture, one thousand (1000) dollars.

Item 39. For maintenance of Industrial Art School, six thousand (6000) dollars.

Item 40. For salaries of Superintendent of Schools and assistants, twenty thousand eight hundred (20,800) dollars.

Item 41. For printing for the Department of Superintendence, one thousand (1000) dollars.

Item 42. For incidental expenses for the Department of Superintendence, four hundred (400) dollars.

Item 43. For materials for Kindergarten and Cooking Departments of the Girls' Normal School, four hundred (400) dollars.

Item 44. For expenses of preparing diplomas for the Graduating Class of the Girls' Normal school, four hundred and fifty (450) dollars.

Item 45. For salary of inspector of hot air furnaces and steam heaters, one thousand five hundred (1500) dollars.

Item 46. For expenses of preparing diplomas of the Graduating Class of the Manual Training School, one hundred and twenty-five (125) dollars.

Item 47. For gas, Northern Liberties Gas Works, three hundred and fifty (350) dollars.

Item 48. For materials, etc., for cooking class (Girls' Grammar Schools), in Edward Shippen School house, one thousand (1000) dollars.

Item 49. For equipment supplies and repairs for an additional Manual Training School, Howard, below Girard avenue, and to reimburse Isaac A. Sheppard, the sum of two thousand four hundred and eight (2408) dollars and thirty-seven (37) cents, the amount paid by him in the year 1890, ten thousand (10,000) dollars.

Item 50. For additional and improved fire-escapes (sixty-seven three story buildings unprovided for), thirty thousand (30,000) dollars.

Item 51. For brooms, brushes, soaps etc., for janitors, two thousand (2000) dollars.

Item 52. To pay off and extinguish ground rent issuing out of lot south side of Melon street, 100 feet $2\frac{1}{2}$ inches, east of Twelfth street, principal eight thousand nine hundred and twenty five (8925) dollars, seven thousand six hundred and sixteen (7616) dollars and twenty-two (22) cents :

Provided, That the superintendent and assistants mentioned in Item 40 shall not be pecuniarily interested, directly or

indirectly, in any book or publication of any kind that may be used in any Public School of the City of Philadelphia during the time of his or their employment :

Provided, That whenever it can be reasonably expected that the total cost of the article or work required will not exceed one hundred (100) dollars, then, and in that case, proposals in writing may be asked for the article of work to be furnished, from not less than three reliable parties actually engaged in their manufacture or sale ; and that proposals received shall be opened in the presence of the proper committee ; and that a schedule of the bids received, with a copy of the request for the same, shall be certified to the City Controller : *Provided, also*, That nothing shall be construed to prohibit the Board of Public Education from assigning to several sections respectively such proportions of the whole appropriation as is represented by the amounts asked for as general items, to be expended by them, subject to the approval of the bills by the Board of Public Education : *And, provided, further*, That no section shall be allowed to contract any bills exceeding one hundred (100) dollars ; and so much of any ordinance as requires proposals to be opened in the presence of the Committee on Schools of Councils shall not be held to apply to those received by the Sectional Boards : *Provided further*, That a copy of the specifications for general repairs to school-houses, and contracts made for the same, be furnished each of the Sectional Boards where the work is to be done, and that the President of the Sectional Boards where the repairs are done, or a member of the same, designated by him, as well as the Architect of the Board of Public Education, shall certify that the work has been done in accordance with said specifications and contracts, before the bills are paid : *Provided, also*, That no warrants shall be drawn against this appropriation, unless the meetings of the Board and all its committees shall be open to the public.

The warrants to be drawn by the Board of Public Education in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of City Commissioners, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of six hundred and fifty-two thousand seven hundred and thirty-eight (652,738) dollars be, and the same is hereby appropriated to the Department of City Commissioners for the year 1891.

Item 1. To pay four (4) officers of the Supreme Court, at four (4) dollars per diem, five thousand and eight (5,008) dollars.

Item 2. To pay thirty-four (34) officers of the Courts of Common Pleas Nos. 1, 2, 3, and 4, at four (4) dollars per diem, forty-two thousand five hundred and sixty-eight (42,568) dollars.

Item 3. To pay twelve (12) officers of the Orphans' Court, at four (4) dollars per diem, fifteen thousand and twenty-four (15,024) dollars.

Item 4. To pay twenty-seven (27) officers of the Courts of Quarter Sessions, at four (4) dollars per diem, thirty-three thousand eight hundred and four (33,804) dollars.

Item 5. To pay jurors of the Courts of Common Pleas Nos. 1, 2, 3, and 4, sixty thousand (60,000) dollars.

Item 6. To pay jurors of the Courts of Quarter Sessions, thirty-five thousand (35,000) dollars.

Item 7. To pay Grand Jurors, twelve thousand (12,000) dollars.

Item 8. To pay road jurors, ten thousand (10,000) dollars.

Provided, That no employee of the City or officers of the Courts shall be paid out of this item.

Item 9. To pay witness fees, four thousand (4,000) dollars.

Item 10. To pay interpreter for the Courts, jurors, etc., fifteen hundred (1500) dollars.

Item 11. To pay meals for jurors, five hundred (500) dollars.

Item 12. To pay Clerk for Board of Jurors, fourteen hundred (1400) dollars.

Item 13. To pay coach hire for Grand Jury, seven hundred (700) dollars.

Item 14. To pay miscellaneous expenses of the several Courts, eight hundred (800) dollars.

Item 15. To pay State Hospital for the Insane, South-eastern District of Pennsylvania, one hundred and eighteen thousand three hundred (118,300) dollars: *Provided*, The Controller may countersign warrants on this item for the month of December, 1890.

Item 16. To pay Inspectors of the Eastern Penitentiary, twenty thousand (20,000) dollars: *Provided*, The Controller may countersign warrants on this item for the year 1890.

Item 17. To pay Managers of the House of Refuge, fifty (50,000) dollars.

Item 18. To pay officers of the elections for the year 1891, forty-two thousand two hundred (42,200) dollars.

Item 19. To pay clerks and messengers for computing election returns for the year 1891, one thousand (1000) dollars.

Item 20. To pay stationery, books, blanks, printing, postage, etc., for the officers of the elections and assessors for the year 1891, three thousand (3000) dollars.

Item 21. To pay assessors for the year 1891, thirty-six thousand and thirty-six (36,036) dollars.

Item 22. To pay burial of indigent soldiers, sailors and marines, authorized by Act of Assembly, May 12, 1885, three thousand seven hundred (3700) dollars.

Item 23. To pay printing assessors' lists for the year 1891, eight thousand one hundred and ninety (8190) dollars: *Provided*, Only one set of lists shall be printed: *Provided, also*, The bids to be advertised for in three wards at a time, and that no bid be received or contract awarded to any person, either directly or indirectly, for more than as above provided, and the contract shall be awarded to the lowest bidder: *Provided further*, That the contractor or contractors be required to do the work in the City of Philadelphia, and properly complete the same within twelve days—the first wards in four days, the second wards in eight days, and the last in twelve days.

Item 24. To pay posting assessors' lists, two hundred (200) dollars.

Item 25. To pay rent of rooms in which elections are held, eight thousand one hundred and ninety (8190) dollars.

Item 26. To pay postage, advertising, printing, cleaning office, and miscellaneous expenses, seven hundred (700) dollars.

Item 27. To pay magistrates for the year 1891, eighty-four thousand (84,000) dollars.

Item 28. To pay City Commissioners, five thousand (5000) dollars each, fifteen thousand (15,000) dollars.

Item 29. To pay chief clerk, two thousand (2000) dollars; two assistant clerks, two thousand (2000) dollars; total, four thousand (4000) dollars.

Item 30. To pay messenger, including expenses of distributing ballot boxes, one thousand one hundred (1100) dollars; and assistant, six hundred (600) dollars; total, one thousand seven hundred (1700) dollars.

Item 31. To pay extra help for the year 1891, two thousand three hundred (2300) dollars.

Item 32. To pay Pennsylvania State Lunatic Hospital for Insane, at Harrisburg, four hundred and eighteen (418) dollars: *Provided*, The Controller may countersign warrants on this item for the month of December, 1890.

Item 33. To pay Pennsylvania Society for the Prevention of Cruelty to Animals, two thousand (2000) dollars: *Provided*, The Controller may countersign warrants on this item for 1890.

Item 34. To pay State Hospital for Insane, Danville, Pa., six thousand (6000) dollars: *Provided*, The Controller may countersign warrants on this item for the month of December, 1890.

Item 35. To pay Pennsylvania Reformatory at Huntingdon, six thousand (6000) dollars: *Provided*, The Controller may countersign warrants on this item for the year 1890.

Item 36. For the support and maintenance of companies of the National Guard using and occupying an armory building, rooms, or quarters within the City of Philadelphia, five hundred (500) dollars for each company, seventeen thousand five hundred (17,500) dollars: *Provided*, That the City Controller shall countersign no warrants drawn in this item in favor of the commanding officer of any company, unless it shall be certified to the City Controller by the Adjutant General of the State, that the said company has satisfactorily passed the annual inspection provided by law, and also certified by the commanding officer of each company that the moneys appropriated in said item for said company have been used and expended solely and exclusively for the support and maintenance, discipline and training of said company, for which he shall

account by proper vouchers to the said Controller: *Provided*, That no appropriation shall be made for any subsequent year until the expenditure of the previous year has been duly and satisfactorily accounted for: *Provided, also*, That the City Commissioners shall draw no warrants for the pay of assessors or election officers in any division unless said assessor or election officer shall have returned the election laws, Bibles, and press in good order to the office of said Commissioners; and the Controller shall countersign no warrants for rent of room until he is satisfied that it is for the actual occupant of the premises at the time of the election, and the election is not held at a public house: *Provided, also*, That the said Commissioners shall prepare, under the supervision of the Committee on Finance, suitable specifications for all stationery, paper, printing, binding, fuel, advertising, supplies, work, and the materials required; and the said Commissioners shall advertise in the month of January for proposals for furnishing said supplies, and the contract shall be awarded in accordance with the ordinance, entitled "An ordinance to regulate the reception of bids and awarding of contracts," approved December 26, 1882.

And warrants shall be drawn by the City Commissioners in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are, hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Inspectors of the County Prison for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*. That the sum of ninety-three thousand seven hundred and seventy (93,770) dollars be, and the same is hereby appropriated to the Inspectors of the County Prison for the year 1891.

Item 1. For wheat, rye and corn meal, seven thousand (7000) dollars.

Item 2. For beef, mutton and pork, sixteen thousand (16,000) dollars.

Item 3. For sugar, molasses, coffee, tea and other provisions, three thousand five hundred (3500) dollars.

Item 4. For oil and soap, one thousand (1000) dollars.

Item 5. For potatoes and vegetables, two thousand two hundred and fifty (2250) dollars.

Item 6. For drugs and hospital, seven hundred (700) dollars.

Item 7. For hay, feed and straw, three hundred (300) dollars.

Item 8. For stationery and printing, five hundred (500) dollars.

Item 9. For brushes, brooms and combs, two hundred (200) dollars.

Item 10. For milk and ice, three hundred (300) dollars.

Item 11. For compressed yeast, lime and buckets, six hundred (600) dollars.

Item 12. For discharged prisoners, as per Act of Assembly, three hundred (300) dollars.

Item 13. For library books, two hundred (200) dollars.

Item 14. For furniture, disinfectants, plants, horse-shoes and miscellaneous expenses, one thousand five hundred (1500) dollars.

Item 15. For fuel, five thousand (5000) dollars.

Item 16. For clothing and bedding, five thousand (5000) dollars.

Item 17. For lumber, brass cocks, paints, glass, iron, tin, hardware and repairs generally, four thousand (4000) dollars.

Item 18. For fire insurance, two hundred and fifty (250) dollars.

Item 19. For salaries: Superintendent, two thousand five hundred (2500) dollars; assistant superintendent, one thousand five hundred (1500) dollars; clerk, one thousand five hundred (1500) dollars; prison agent, one thousand two hundred and fifty (1250) dollars; physician, one thousand (1000) dollars; assistant physician and apothecary, nine hundred

(900) dollars; superintendent shoe department, one thousand two hundred (1200) dollars; plumber and keeper, one thousand one hundred (1100) dollars; painter and keeper and carpenter and keeper, one thousand (1000) dollars each; sixteen keepers, at nine hundred (900) dollars each; baker and cook, eight hundred (800) dollars each; messenger, nine hundred (900) dollars; four night and two day watchmen, eight hundred (800) dollars each; physician (female), nine hundred (900) dollars; matron, eight hundred and fifty (850) dollars; assistant matron, seven hundred (700) dollars; two keepers, six hundred and fifty (650) dollars each; watchwoman, six hundred and forty-five (645) dollars; total, thirty-nine thousand and forty-five (39,045) dollars.

Item 20. For overwork of prisoners, three hundred (300) dollars.

Item 21. For leather, five thousand (5000) dollars.

Item 22. For shoe findings and lumber for boxes, four hundred (400) dollars.

Item 23. For advertising, two hundred (200) dollars.

Item 24. For railroad tickets (for prison), seventy-five (75) dollars.

Item 24½. For railroad tickets for prison agent, one hundred and fifty (150) dollars.

All warrants shall be drawn by the Inspectors.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Commissioners for the erection of the Public Buildings for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain.* That the sum of seven hundred and fifty thousand (750,000) dollars be, and the same is hereby

appropriated to the Commissioners for the erection of Public Buildings for the purposes of the Commission during the year 1891.

And warrants shall be drawn by the Commissioners for the erection of the Public Buildings.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of the Receiver of Taxes, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of two hundred and seventeen thousand one hundred and twelve (217,112) dollars and thirty-five (35) cents be, and the same is hereby appropriated to the Department of Receiver of Taxes, for the year 1891, as follows :

Main Office.

Item 1. For salaries: Receiver of Taxes, ten thousand (10,000) dollars; chief clerk, two thousand five hundred (2500) dollars; assistant chief clerk, one thousand two hundred (1200) dollars; deputy receiver, two thousand (2000) dollars; cashier, twenty-five hundred (2500) dollars; discount clerk, fifteen hundred (1500) dollars; auditor and assistant cashier, twelve hundred (1200) dollars; nine bill clerks and five registering clerks, one thousand (1000) dollars each; judicial sales clerk, search clerk, receiving clerk and receiving clerk and assistant auditor, twelve hundred (1200) dollars each; four assistant search clerks, one thousand (1000) dollars each; two registering clerks, nine hundred (900) dollars each; messenger, one thousand (1000) dollars; watchman, six hundred (600) dollars; janitor, six hundred (600) dollars; office boy, three hundred (300) dollars; total, forty-eight thousand (48,000) dollars.

Delinquent Department.

Item 2. For Salaries: Chief deputy, twenty-five hundred (2500) dollars; cashier, eighteen hundred (1800) dollars; lien clerk, eighteen hundred (1800) dollars; assistant lien clerk, one thousand (1000) dollars; registering clerk, twelve hundred (1200) dollars; bill clerk, twelve hundred (1200) dollars; locality clerk, thirteen hundred and twenty (1320) dollars; thirty-five (35) deputy collectors, twelve hundred (1200) dollars each; four (4) assistant lien clerks, one thousand (1000) each; total, fifty-six thousand eight hundred and twenty (56,820) dollars.

Bureau of Water.

Item 3. For salaries: Chief clerk, eighteen hundred (1800) dollars; cashier, fifteen hundred (1500) dollars; chief bill clerk, thirteen hundred (1300) dollars; permit receiving clerk, twelve hundred (1200) dollars; permit registering clerk, one thousand (1000) dollars; one entry clerk, twelve hundred (1200) dollars; one entry clerk, eleven hundred (1100) dollars; registering clerk, ten hundred and eighty (1080) dollars; four (4) registering clerks, nine hundred (900) dollars each; six (6) general clerks, nine hundred (900) dollars each; search clerk, one thousand (1000) dollars; messenger, nine hundred (900) dollars; total, twenty-one thousand and eighty (21,080) dollars.

Main Gas Office.

Item 4. For salaries: Cashier, two thousand five hundred (2500) dollars; chief clerk, two thousand (2000) dollars; two auditors, one thousand three hundred and twenty (1320) dollars each; seven receiving clerks, ten hundred and eighty (1080) dollars each; two consumption clerks, one thousand and eighty (1080) dollars each; three suspense and transfer clerks, one thousand and eighty (1080) dollars each; messenger, eight hundred and fifty-eight (858) dollars; watchman, eight hundred and three (803) dollars; seven bill clerks, nine hundred (900) dollars each; two ushers, seven hundred and twenty-six (726) dollars each; seven registering clerks, nine hundred (900) dollars each. *Spring Garden Office.* Chief clerk, twelve hundred and fifty (1250) dollars; auditor, thirteen hundred and twenty (1320) dollars; three receiving clerks, ten hundred and eighty (1080) dollars.

each; five bill clerks, nine hundred (900) dollars each; assistant application clerk, nine hundred (900) dollars; three registering clerks, nine hundred (900) dollars each; usher, seven hundred and ninety-two (792) dollars; watchman, eight hundred and three (803) dollars; receiving clerk at Frankford, nine hundred and seventy-five (975) dollars; bill clerk at Frankford, nine hundred (900) dollars; receiving clerk at Manayunk, nine hundred and fifty (950) dollars; bill clerk at Manayunk, nine hundred (900) dollars; receiving clerk at Germantown, ten hundred and eighty (1080); one registry and one bill clerk, nine hundred (900) dollars each; clerk at Ninth Ward Works, nine hundred and ninety (990) dollars; assistant clerk and messenger, nine hundred (900) dollars; assistant clerk, Ninth Ward Works, eight hundred (800) dollars; clerk at Twenty-fifty Ward Works, eight hundred and fifty-eight (858) dollars; clerk at Twenty-sixth Ward Works, nine hundred and ninety (990) dollars; total, sixty-two thousand four hundred and sixty-one (62,461) dollars.

Item 5. For advertising delinquent taxpayers, two thousand (2000) dollars: *Provided*, That said advertising shall not be done in more than two newspapers, and the Controller shall countersign no warrants exceeding fifteen (15) cents for all advertising of each name in any ward, as directed by the Act of March 22, 1862.

Item 6. For blank books and stationery, printing, advertising and supplies, seven thousand five hundred (7500) dollars.

Item 7. For incidentals, two thousand five hundred (2500) dollars.

Item 8. For compensation of Receiver of Taxes in the boundaries of the present Twenty-third Ward, five thousand one hundred (5100) dollars: *Provided*, The Controller shall countersign no warrant drawn on this item except at the rate of two and one-half ($2\frac{1}{2}$) per cent of all money received by the said receiver during the current year for which the same shall have been levied, according to the provisions of an Act approved April 30, 1864.

Item 9. For salaries of extra clerks, five thousand (5000) dollars, to include the registration of delinquent taxes, the preparation of lists of advertisements and other services incidental to the closing of the books of the Receiver of Taxes, as required by the Act of May 23, 1874, and the Act of June 11, 1879.

Item 10. For preparing duplicate copy of registered taxes for City Controller, five hundred (500) dollars.

Item 11. For refunding to the Overseers of the Poor of Roxborough, poor tax collected during the year 1890, according to Act of May 16, 1878, Section 3, P. L. 53, three thousand (3000) dollars.

Item 12. For the refunding of certain twice paid, over-paid and paid in error water rents, permits and pipe-laying bills, paid to the Department of the Receiver of Taxes (Bureau of Water) up to June 4, 1890, and for which no previous ordinance has been passed for the refunding of the same; warrants for the same to be drawn by the Receiver of Taxes in favor of the person named in schedule, filed with the City Controller, three thousand one hundred and fifty-one (3151) dollars and thirty-five (35) cents.

And warrants shall be drawn by the Receiver of Taxes in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of Charities and Correction, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain,* That the sum of five hundred and eighty-four thousand one hundred and twenty-three (584,123) dollars be, and the same is hereby appropriated to the Department of Charities and Correction, for the year 1891.

Of amount appropriated to this department, the sum of three hundred and eighty-six thousand seven hundred and fifty-eight (386,758) dollars is for the expenses of the Bureau of Charities, as follows:

Hospital Department.

Item 1. For drugs and medicines, nine thousand (9000) dollars.

Item 2. For whisky, wines and porter, two thousand (2000) dollars.

Item 3. For surgical instruments, leeches and leeching, seven hundred (700) dollars.

Item 4. For salary of chief resident physician, two thousand five hundred (2500) dollars; chief nurse, one thousand (1000) dollars; assistant nurse, seven hundred and fifty (750) dollars; apothecary, one thousand two hundred (1200) dollars; first assistant apothecary, seven hundred (700) dollars; second assistant apothecary, six hundred (600) dollars; kitchen clerk, three hundred and sixty (360) dollars; curator, two hundred and sixty (260) dollars; recording clerk, one hundred (100) dollars; cooks, six hundred (600) dollars; housekeeper, four hundred (400) dollars; total, eight thousand four hundred and seventy (8470) dollars.

Item 5. For wages on pay roll, ten thousand (10,000) dollars.

Item 6. For binding and purchase of books for library, six hundred (600) dollars.

Item 7. For preservation of pathological specimens, three hundred (300) dollars.

Insane Department.

Item 8. For salary of assistant physician, male department, nine hundred (900) dollars; assistant physician, female department, nine hundred (900) dollars; cooks, six hundred (600) dollars; male supervisor, six hundred and twenty (620) dollars; female supervisor, three hundred and sixty (360) dollars; total, three thousand three hundred and eighty (3380) dollars.

Item 9. For wages on pay-roll, sixteen thousand (16,000) dollars.

House Generally.

Item 10. For flour, corn-meal, oat-meal, and wheaten preparations, twenty-six thousand (26,000) dollars.

Item 11. For meats and fish, forty thousand (40,000) dollars.

Item 12. For groceries and tobacco, forty thousand (40,000) dollars.

Item 13. For vegetables, ten thousand (10,000) dollars.

Item 14. For marketing, twenty-one thousand (21,000) dollars.

Item 15. For dry goods, notions and clothing, fifteen thousand (15,000) dollars.

Item 16. For boots, shoes, hats and caps, two thousand two hundred and fifty (2250) dollars: *Provided*, That the shoes needed in the Bureau of Charities shall be furnished by the Bureau of Correction, to the amount of two thousand five hundred (2500) dollars.

Item 17. For crockery and house furnishing goods, two thousand five hundred (2500) dollars.

Item 18. For purchase and repairs of stoves and cooking apparatus, five hundred (500) dollars.

Item 19. For fuel, twenty-four thousand (24,000) dollars.

Item 20. For oil, two hundred and fifty (250) dollars.

Item 21. For furniture, three thousand five hundred (3500) dollars.

Item 22. For salary of superintendent, three thousand (3000) dollars; storekeeper, one thousand four hundred (1400) dollars; two book-keepers, one thousand six hundred (1600) dollars; house agent, one thousand three hundred and fifty (1350) dollars; superintendent's clerk, seven hundred (700) dollars; storekeepers clerk, eight hundred (800) dollars; doorkeeper, four hundred and fifty (450) dollars; captain of out-wards, six hundred (600) dollars; chief engineer, one thousand (1000) dollars; assistant engineer, six hundred (600) dollars; assistant engineer, five hundred and fifty (550) dollars; plumber, eight hundred (800) dollars; carpenter, eight hundred and fifty (850) dollars; house agent's clerk, six hundred (600) dollars; baker, seven hundred and thirty-eight (738) dollars; steam fitter, five hundred (500) dollars; general watchman, six hundred (600) dollars; assistant watchman, four hundred (400) dollars; assistant watchman No. 2, four hundred (400) dollars; storekeeper's clerk No. 2, seven hundred and twenty (720) dollars; gardener, five hundred and forty (540) dollars; secretary, one thousand eight hundred (1800) dollars; visitor of children, one thousand one hundred (1100) dollars; out-door agent, one thousand three

hunderd and fifty (1350) dollars; messenger, six hundred and fifty (650) dollars; ambulance driver, five hundred (500) dollars; ambulance driver, five hundred (500) dollars; captain of the hall, six hundred (600) dollars; twenty-five outdoor physicians, two hundred and forty (240) dollars each, six thousand (6000) dollars; bookkeeper to manufacturing department, five hundred and fifty (550) dollars; laundry engineer, four hundred and eighty (480) dollars; janitor of Seventh street office, four hundred (400) dollars; superintendent of stables, five hundred (500) dollars; total, thirty-two thousand six hundred and twenty-eight (32,628) dollars.

Item 23. For wages on pay roll, nine thousand five hundred (9500) dollars.

Item 24. For milk, eleven thousand five hundred (11,500) dollars.

Item 25. For hose and fire apparatus and hose for inside of buildings, with pipes, brackets and couplings, five hundred (500) dollars.

Manufacturing Department.

Item 26. For leather, lasts and shoe findings, two thousand five hundred (2500) dollars.

Item 27. For chain, filling and weaving materials, three thousand five hundred (3500) dollars.

Item 28. For tinsmiths' and painters' supplies, two thousand (2000) dollars.

Item 29. For lumber, three thousand five hundred (3500) dollars.

Item 30. For hardware and tools, one thousand (1000) dollars.

Item 31. For wages on pay-roll, one thousand (1000) dollars.

Item 32. For repairs to houses, plumbing, gas and steam fitting, and materials therefor, fifteen thousand (15,000) dollars.

Farm and Blockley Estate.

Item 33. For straw and feed, four thousand (4000) dollars.

Item 34. For seeds and farming implements, three hundred (300) dollars.

Item 35. For horses, mules, harness, new ambulance wagons and repairs, one thousand (1000) dollars : *Provided* : The Controller shall countersign warrants upon this item for repairs upon approval of bills by the Department of Charities and Correction without advertising.

Item 36. For horse-shoeing, five hundred (500) dollars : *Provided*, The Controller shall countersign warrants upon this item for repairs upon approval of bills by the Department of Charities and Correction without advertising.

Item 37. For insurance on buildings and contents, five hundred (500) dollars.

Item 37½. For perpetual insurance on new buildings, four thousand (4000) dollars.

Item 38. For traveling expenses of house agent, visitor of children, and support of non-residents, seven hundred (700) dollars.

Item 39. For ground-rent of city office, one hundred and eighty (180) dollars.

Item 40. For repairs of city office, water rent and incidental expenses, two hundred (200) dollars.

Item 41. For issuing processes and removal of non-residents, two thousand five hundred (2500) dollars.

Item 42. For cupping, leeching and burial cases, four hundred (400) dollars.

Item 43. For stationery, printing, advertising and incidentals, four thousand (4000) dollars.

Item 44. For transportation of materials and car tickets for officers of the institution, five hundred (500) dollars.

Item 45. For ice, one thousand seven hundred (1700) dollars.

Item 46. For purchase of medicine and dietetic food for the sick, to be distributed by the out-door physicians, four thousand five hundred (4500) dollars : *Provided*, The Controller may countersign warrants on this item for bills of 1890.

Item 47. For maintaining and educating two deaf mutes in the Deaf and Dumb Asylum in this city, five hundred (500) dollars.

Item 48. For support of one hundred feeble-minded children at Pennsylvania Training School at Media, seventeen thousand five hundred (17,500) dollars : *Provided*, The children in the Norristown Insane Asylum and Almshouse be transferred to the Pennsylvania Training School at Media.

Item 49. For maintaining six blind men in the Pennsylvania Working Home for blind men, West Philadelphia, one thousand (1000) dollars.

Item 50. For maintenance of children in the various homes as directed by Act of Assembly, approved June 13, 1883, six thousand four hundred (6400) dollars: *Provided*, The Controller may countersign warrants for bills of 1890, on this item.

Item 51. For Pennsylvania Institution for Instruction of the Blind, for clothing of three inmates, one hundred (100) dollars.

Item 52. For machinery for laundry, one thousand (1000) dollars.

Item 53. For stone walls and fences, five hundred (500) dollars.

Item 54. For new floors and plastering in hospital, five thousand (5000) dollars.

Item 55. For examination of insane cases, seven hundred (700) dollars.

Item 56. For painting interior of building, two thousand five hundred (2500) dollars.

Item 57. For improvement to roads and grounds, two thousand five hundred (2500) dollars.

Item 58. For general repairs to insane department, five thousand (5000) dollars.

Item 59. For incandescent lights, one thousand (1000) dollars.

Provided, That the Department of Charities and Correction in the selection of their employees are directed to prefer in their appointments honorably discharged soldiers and sailors: *Provided, further*, That for drugs and medicines for the hospital, surgical instruments, and marketing, the Controller shall countersign warrants upon the approval of the Superintendent's bill by the Department of Charities and Correction: *Provided, also*, That the bills for the Superintendent shall give the items of the marketing purchased by him, together with the names of persons from whom the purchases are made, and the quantities and amounts purchased from each of said persons per day: *And Provided further*, That the appropriation made to Item 32½ in the annual appropriation to the Department of Charities and Corrections (Bureau of Charities), for the year 1890, shall not merge December 31, 1890.

SEC. 2. Of amount appropriated to this Department the sum of one hundred and ninety-seven thousand three hundred and sixty-five (197,365) dollars is for the expenses of the Bureau of Correction, as follows :

Item 1. For salaries without board, general superintendent, two thousand five hundred (2500) dollars ; warden, one thousand five hundred (1500) dollars ; secretary, one thousand five hundred (1500) dollars ; book-keeper, nine hundred (900) dollars ; assistant book keeper, eight hundred (800) dollars ; messenger and type-writer, eight hundred (800) dollars ; moral instructor and teacher, one thousand (1000) dollars ; store-keeper, one thousand (1000) dollars ; visiting physician, nine hundred (900) dollars ; superintendent of gas works, one thousand one hundred (1100) dollars ; superintendent of shoe department, eight hundred (800) dollars ; janitor, four hundred and eighty (480) dollars ; organist, one hundred and twenty (120) dollars ; superintendent of carpenter department, eight hundred (800) dollars ; superintendent of blacksmith department, eight hundred (800) dollars ; superintendent of masons' department, nine hundred (900) dollars ; superintendent of quarry department, eight hundred (800) dollars ; superintendent of tailoring department, eight hundred (800) dollars ; farmer, eight hundred (800) dollars ; baker, eight hundred (800) dollars ; engineer of dredging machine, seven hundred (700) dollars ; three (3) lamp-lighters, each three hundred (300) dollars.

For salaries, with board : Resident physician, nine hundred (900) dollars ; apothecary, six hundred (600) dollars ; male nurse, four hundred (400) dollars ; chief engineer, one thousand (1000) dollars ; four (4) assistant engineers, six hundred (600) dollars each ; captain of guards, one thousand (1000) dollars ; lieutenant of guards, nine hundred (900) dollars ; fifty (50) guards, each six hundred (600) dollars, and clothing, forty (40) dollars each, thirty-two thousand (32,000) dollars ; matron, six hundred and seventy-five (675) dollars ; eight (8) assistant matrons, three hundred and sixty (360) dollars each ; female nurse, three hundred and sixty (360) dollars ; chief cook, seven hundred and fifty (750) dollars ; assistant cook, four hundred (400) dollars ; wagon driver, six hundred (600) dollars ; total, sixty-five thousand five hundred and sixty-five (65,565) dollars.

Item 2. For wheat, rye and corn flour, sixteen thousand (16,000) dollars.

Item 3. For beef, mutton, veal, pork, fish, clams, poultry, hams and dried beef, twenty-nine thousand (29,000) dollars.

Item 4. For sugar, coffee, tea and other provisions, eleven thousand (11,000) dollars: *Provided*, The Controller shall countersign warrants upon the approval of bills for butter and eggs by the Bureau of Correction, without advertising.

Item 5. For tobacco, soap, oil and starch, three thousand (3000) dollars.

Item 6. For drugs, medicines, surgical instruments, hospital supplies, etc., two thousand (2000) dollars: *Provided*, The Controller shall countersign warrants on this item, upon the approval of bills by the Bureau of Correction, without advertising.

Item 7. For hay, feed and straw, one thousand two hundred and fifty (1250) dollars.

Item 8. For transportation of prisoners, car fares, freight and cartage, two thousand (2000) dollars.

Item 9. For stationery, printing, postage and advertising and type-writing at House of Correction, two thousand (2000) dollars.

Item 10. For brushes, brooms, broom-corn and combs, eight hundred (800) dollars.

Item 11. For lumber, paints and glass, four thousand (4000) dollars.

Item 12. For iron, steel and blacksmiths' tools, one thousand two hundred and fifty (1250) dollars.

Item 13. For horses, wagons, harness and trimmings, one thousand five hundred (1500) dollars.

Item 14. For farming utensils, manure, seeds and plants, two thousand five hundred (2500) dollars: *Provided*, The Controller shall countersign warrants on this item, upon approval of bills by the Bureau of Correction, without advertising.

Item 15. For shovels, picks, axes and handles, two hundred (200) dollars.

Item 16. For rent of City office, six hundred (600) dollars.

Item 17. For powder, fuse and materials for quarry, one thousand five hundred (1500) dollars.

Item 18. For fuel for buildings and gas works, twenty thousand (20,000) dollars.

Item 19. For lime for buildings and gas works, seven hundred (700) dollars.

Item 20. For clothing and dry goods, five thousand five hundred (5500) dollars.

Item 21. For furniture, steam fittings and miscellaneous articles, two thousand five hundred (2500) dollars.

Item 22. For hardware, one thousand (1000) dollars.

Item 23. For bed clothing and bedding, nine hundred (900) dollars.

Item 24. For thread, cotton, needles and trimmings, five hundred (500) dollars.

Item 25. For leather, lasts and shoe findings for House of Correction, six thousand (6000) dollars ; for leather, lasts and shoe findings to be manufactured into shoes for the almshouse, one thousand five hundred (1500) dollars ; in all, seven thousand five hundred (7500) dollars : *Provided*, The shoes needed in the almshouse shall be furnished by the House of Correction to an amount of two thousand five hundred (2500) dollars.

Item 26. For repairs and cement, one thousand five hundred (1500) dollars.

Item 27. For incidentals, five hundred (500) dollars.

Item 28. For insurance, four thousand (4000) dollars.

Item 29. For maintaining and extending gas works, three thousand (3000) dollars.

Item 30. For hose for quarry and house, one hundred (100) dollars.

Item 31. For boilers and cauldrons and repairs to boilers, walls and furnaces, two thousand (2000) dollars.

Item 32. For gas holder, mains, etc., three thousand (3000) dollars.

And warrants shall be drawn by the President of the Department of Charities and Correction in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D., 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To approve the contract and surety of A. & P. Roberts & Co., for the construction of the wrought iron east approach to the proposed bridge over the Schuylkill River at Walnut street.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the contract of A. & P. Roberts & Co., for the construction of the wrought iron east approach to the proposed bridge over the Schuylkill River at Walnut street, between piers one (1) and seven (7) inclusive, be, and the same is hereby approved, and the German American Title and Trust Company be, and it is hereby approved as the surety of the said A. & P. Roberts & Co., for the faithful performance of the said contract.

SECT. 2. The Mayor is hereby authorized to enter security for damages to private property by reason of the execution of the said contract.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,

Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of Public Works, for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of seven million seventy-one thousand six hundred and eighty (7,071,680) dollars be, and the same is hereby appropriated to the Department of Public Works for the year 1891, as follows:

Director's Office.

Of the amount appropriated to this Department, the sum of fifteen thousand five hundred and twenty (15,520) dollars is for expenses of office, as follows:

Item 1. For salaries: Director of Department of Public Works, seven thousand five hundred (7500) dollars; chief clerk, two thousand (2000) dollars; clerk, one thousand

(1000) dollars; stenographer and clerk, nine hundred (900) dollars; stenographer and type writer, nine hundred (900) dollars; messenger, seven hundred and twenty (720) dollars; total, thirteen thousand and twenty (13,020) dollars.

Item 2. For keep of horse and carriage hire, five hundred (500) dollars.

Item 3. For printing, stationery and incidentals, two thousand (2000) dollars.

City Ice Boats.

SECT. 2. Of the amount appropriated to this Department, the sum of thirty-seven thousand four hundred (37,400) dollars is for the expenses of the City Ice Boats, as follows:

Item 1. For repairs and equipment of boats and machinery, ten thousand (10,000) dollars.

Item 2. For fuel, ten thousand (10,000) dollars.

Item 3. For salary of superintendent, one thousand six hundred and fifty (1650) dollars; clerk, four hundred (400) dollars; engineer, one thousand and eighty (1080) dollars; and wages, nine thousand five hundred and seventy (9570) dollars; total, twelve thousand seven hundred (12,700) dollars.

Item 4. For provisions, two thousand five hundred (2500) dollars.

Item 5. For insurance, one thousand two hundred (1200) dollars.

Item 6. For stationery, advertising, incidentals and office rent, one thousand (1000) dollars: *Provided*, that warrants may be countersigned on Items 1, 2, 3 and 4, for bills of 1890.

Bureau of Gas.

SECT. 3. Of the amount appropriated to this Department, the sum of two million six hundred and ninety-four thousand three hundred and sixty-eight (2,694,368) dollars is for the expenses of the Bureau of Gas, as follows:

Item 1. For salary of chief of bureau, five thousand five hundred (5500) dollars; assistant to the chief and general storekeeper, three thousand (3000) dollars; general superintendent of distribution and general bookkeeper and controller, each two thousand five hundred (2500) dollars, five thousand

(5000) dollars; chief clerk (main office), paymaster and chief clerk at works, and superintendent of stables, coke and hauling, each two thousand (2000) dollars, six thousand (6000) dollars; registrar and chief meter inspector and three superintendents of works, each one thousand eight hundred (1800) dollars, seven thousand two hundred (7200) dollars; general clerk (main office), one superintendent of works and registrar, miscellaneous clerk, architect and draughtsman and general foreman of distribution, each one thousand five hundred (1500) dollars, seven thousand five hundred (7500) dollars; chief transfer clerk, one thousand three hundred and twenty (1320) dollars; time and meter clerk, two superintendents (Spring Garden and Germantown offices) and electrician, each one thousand two hundred (1200) dollars, four thousand eight hundred (4800) dollars; chief weigher and coal clerk, one thousand one hundred and forty (1140) dollars; assistant transfer clerk, suspense clerk, two inspectors of fittings, application clerk, assistant to chief meter inspector (Spring Garden office), superintendent of shops and clerk and time-keeper (Twenty-fifth Ward works), each one thousand and eighty (1080) dollars, eight thousand six hundred and forty (8640) dollars; assistant to chief meter inspector (main office), foreman of meter and repair shops and foreman coke yard (Ninth Ward Works), each one thousand (1000) dollars, three thousand (3000) dollars; six assistant foremen of distribution and superintendent (Frankford office), each nine hundred and sixty (960) dollars, six thousand seven hundred and twenty (6720) dollars; three bill clerks, removal clerk, two foremen coke yards (Twenty-fifth and Twenty-sixth Ward works), carpenter and messenger, two detectives and clerk of shops, and clerk to general storekeeper, each nine hundred (900) dollars, nine thousand nine hundred (9900) dollars; four inspectors of fittings and one fireman, each eight hundred and forty (840) dollars, four thousand two hundred (4200) dollars; sixty meter inspectors, superintendent holder-station and six meter provers, each seven hundred and eighty (780) dollars, fifty-two thousand two hundred and sixty (52,260) dollars; forty-five out-ordermen and superintendent of holder-station, each seven hundred and twenty (720) dollars, thirty-three thousand one hundred and twenty (33,120) dollars; two chemists, each five hundred (500) dollars, one thousand (1000) dollars; six telegraph operators, each three hundred and sixty (360) dollars, two thousand one hundred and sixty (2160) dollars; for cleaning main office,

five hundred (500) dollars, and two Sunday watchmen (main office), each one hundred and four (104) dollars, two hundred and eight (208) dollars ; in all one hundred and sixty-three thousand one hundred and sixty-eight (163,168) dollars.

Item 2. For wages of stokers and helpers, mechanics, laborers and other employes engaged in the manufacture of gas, laying of service pipe, maintenance of buildings and the collection and delivery of coke, seven hundred thousand (700,000) dollars.

Item 3. For cannel and gas coal, eight hundred thousand (800,000) dollars.

Item 4. For material, supplies, repairs and improvements at works, two hundred and eighty-five thousand (285,000) dollars.

Item 5. For printing, advertising, stationery and other incidentals, thirteen thousand (13,000) dollars.

Item 6. For gas manufactured by the Philadelphia Gas Improvement Company, and delivered into the holders of the City at the Twenty-fifth Ward Gas Works, in accordance with contract dated August 3, 1888, at the rate of thirty-seven (37) cents per one thousand (1000) cubic feet, four hundred thousand (400,000) dollars.

Item 7. For the purchase and laying (including material and labor accounts) of pipes for the distribution of gas, one hundred and twenty-five thousand (125,000) dollars.

Item 7½. For refunding to parties money expended in laying gas-pipe, eight thousand two hundred (8200) dollars : *Provided*, That the amount paid under this item shall in no case exceed the amount paid by the City of Philadelphia for service pipe and laying the same.

Item 8. For extensions, two hundred thousand (200,000) dollars : *Provided*, That the items for extensions, known as Items 8 and 8½ in the annual appropriation for 1890 shall not merge : *And provided*, That the City Controller shall approve such bills for work, labor or material done, made or furnished prior to 1891, as shall have been approved by the Director of the Department of Public Works, the aggregate amount thereof not exceeding sixty thousand (60,000) dollars.

Bureau of Highways.

SECT. 4. Of amount appropriated to this Department, the sum of nine hundred and three thousand four hundred and twenty-four (903,424) dollars is for the expenses of the Bureau of Highways, as follows :

Item 1. For salaries : Chief of bureau, three thousand five hundred (3500) dollars ; five assistants and one superintendent of bridges, each one thousand eight hundred (1800) dollars ; chief clerk, two thousand (2000) dollars ; chief clerk's assistant, contract clerk, bill clerk, and assistant clerk and stenographer, each one thousand (1000) dollars ; license clerk, eleven hundred and seventy (1170) dollars ; reference and complaint clerk, eight hundred (800) dollars ; ten inspectors, nine hundred (900) dollars each ; inspector of repairs to sewers, twelve hundred (1200) dollars ; office boy and messenger, five hundred (500) dollars ; two yard watchmen, each six hundred (600) dollars ; total, thirty-four thousand one hundred and seventy (34,170) dollars.

Item 2. For paving intersections of streets and unassessable property, one hundred and fifty thousand (150,000) dollars.

Item 3. For repairs to paved streets, to include repaving around lamp posts, fire-plugs and breaks for other municipal purposes in footways, one hundred thousand (100,000) dollars.

Item 4. For repairing and maintaining unpaved streets, macadamized streets, roads, trunks, drains and bridges not exceeding eight feet span, and constructing new trunks and drains, purchasing material for and resurfacing macadamized roads, and putting cinders and gravel on country roads, forty-five thousand (45,000) dollars.

Item 4½. For surfacing Sixtieth street, from end of present surfacing south of Market street southward, in the Twenty-seventh Ward, eight thousand (8000) dollars.

Item 5. For repairing, altering and extending sewers and inlets, and trapping and retrapping inlets and cleaning sewers, twenty thousand (20,000) dollars.

Item 6. For grading streets and roads, one hundred thousand (100,000) dollars.

Item 7. For general repairs to bridges, twenty-five thousand (25,000) dollars.

Item 8. For clerk hire and incidentals, five hundred (500) dollars, and for other expenses of the Board of Highway Supervisors, three thousand (3000) dollars; total, three thousand five hundred (3500) dollars.

Item 9. For printing, advertising and stationery, five thousand (5000) dollars.

Item 10. For insurance on bridges, three hundred and seventy (370) dollars.

Item 11. For incidentals and office and yard expenses, three thousand seven hundred (3700) dollars.

Item 12. For repairing meadow banks, to include repairs to the banks of Hollanders Creek, in the First and Twentysixth Wards, one thousand (1000) dollars.

Item 13. For salaries of two watchmen on Market Street Bridge, four on Callowhill Street Bridge, and two on Girard Avenue Bridge, at six hundred and forty-eight (648) dollars each, and forty (40) dollars each for uniforms; four watchmen on Penrose Ferry Bridge, six on South Street Bridge, at six hundred and forty-eight (648) dollars each; two on Bridesburg Bridge, two on Falls Bridge and two on Gray's Ferry Bridge, at six hundred (600) dollars each; one on Orthodox Street Bridge over Frankford Creek, at four hundred and fifty (450) dollars, and two engineers on Penrose Ferry Bridge, at nine hundred (900) dollars each; total, seventeen thousand eight hundred and thirty-four (17,834) dollars.

Item 14. For grading, paving and repaving footways, curbing and resetting curbs, two thousand (2000) dollars.

Item 15. For crossing gutter and tramway stones: *Provided*, That in repairing tramway streets, where, from one intersection to the next a majority of the tramway stones are broken or worn out, the Director of the Department of Public Works may substitute from curb to curb of said streets granite block pavement with pitch cemented joints: *And provided*, That in repairing gutters where the present gutter stones from one intersection to the next are unfitted for the purpose, the Director of the Department of Public Works may pave said gutters with granite blocks and pitch cemented joints, and payment for the above-mentioned labor and material shall be made from this item, forty thousand (40,000) dollars.

Item 16. For carriage hire and keep of horses for the chief of the Bureau of Highways, the assistants, superintendent of

bridges, inspector of repairs to sewers, and one inspector each in the second, third, fourth and fifth districts, four hundred dollars (400) each; total, four thousand eight hundred (4800) dollars.

Item 17. For sprinkling the macadamized portions of South Broad street, two hundred and fifty (250) dollars.

Item 18. For oil, coal and engineers' stores for bridges, one thousand two hundred (1200) dollars.

Item 19. For grade, curb and gutter stakes for paving and preliminary estimates, one hundred (100) dollars.

Item 20. For emergencies, seven thousand (7000) dollars.

Item 21. For stone and iron cross gutters, two thousand (2000) dollars.

Item 22. For inspectors of new work, at the rate of seventy-five (75) dollars per month while actually employed, ten thousand (10,000) dollars.

Item 23. For repaving with improved pavement streets not occupied by passenger railways: *Provided*, That the streets shall be first designated by ordinance of Councils, three hundred thousand (300,000) dollars.

Item 24. For opening waterways and repairing meadow banks in the Twenty-seventh ward, seven thousand five hundred (7500) dollars.

Item 25. For repaving with Belgian blocks Washington avenue, from sixth to Twelfth street, from curb to track on each side: *Provided*, Said sum shall complete the work: *And, provided also*, That this item shall not merge December 31, 1891, fifteen thousand (15,000) dollars: *Provided*, That any balance remaining to the credit of Items 2 and 6 of the appropriation for the year 1890 shall not merge: *And, provided*, That in repaving streets payment for which is to be taken from Items 15 or 23, the Director of the Department of Public Works is hereby authorized to construct sewers, lay or relay gas or water-pipes in any of the said streets, wherever the same may be necessary, said sewers to be built in accordance with the ordinance of May 12, 1886, and February 16, 1869, regulating the construction of sewers, any excess over and above the assessments provided for in ordinance of April 3, 1868, to be charged to Item 21, Section 7, of the ordinance

making an appropriation to the Department of Public Works for the year 1891, and the cost of laying and relaying gas-pipes shall be charged to Item 7, Section 3, and of the laying and relaying water-pipes, to Item 8, Section 8, of the same ordinance, and that he may cause any specified work chargeable to Item 12, Repairs of Meadow Banks, and Item 20, Emergencies, to be done by day's labor; and that the City Controller shall approve bills for work, labor or material done, made or furnished prior to 1891, the aggregate amount thereof not to exceed ten thousand (10,000) dollars, the same to be taken from the several items to which they are properly chargeable.

Bureau of Lighting.

SECT. 5. Of the amount appropriated to this Department the sum of five hundred and eighty thousand one hundred (580,100) dollars is for the expenses of the Bureau of Lighting, as follows:

Item 1. For salaries: Chief of bureau, eighteen hundred (1800) dollars; clerk, one thousand (1000) dollars; five district superintendents, nine hundred (900) dollars each, four thousand five hundred (4500) dollars; total, seven thousand three hundred (7300) dollars.

Item 2. For keep of horses and wagons for chief of bureau and five district superintendents, four hundred (400) dollars each; total, two thousand four hundred (2400) dollars.

Item. 3. For wages of lamplighters, foreman, messenger, lamp repairers, driver and laborer, one hundred and thirty four thousand (134,000) dollars.

Item 4. For matches, lamp glass, fittings and other material, four thousand five hundred (4500) dollars.

Item 5. For printing, advertising and other incidentals, six hundred (600) dollars.

Item 6. For electric lighting, two hundred and twenty-four thousand three hundred (224,300) dollars.

Item 7. For furnishing naphtha to and lighting all and every night extinguishing, cleansing and repairing, six thousand nine hundred and seventy (6970) lamps of the "Maloney Company Patent," now erected at twenty-one (21) dollars each, and two hundred and fifty (250) lamps for six months (to be changed to gas lamps), one hundred and forty-seven

thousand nine hundred and ninety five (147,995) dollars; for furnishing naphtha to and lighting all and every night extinguishing, cleansing and repairing one thousand (1000) new lamps of the "Maloney Company Patent" to be erected during the year 1891, for eight (8) months, at fourteen (14) dollars each, fourteen thousand (14,000) dollars; for renewals and removals, two thousand and five (2005) dollars; total, one hundred and sixty-four thousand (164,000) dollars: *Provided*, That no gasoline lamps shall be located on any street where gas mains are laid.

Item 8. For lighting Northern Liberties district, eight thousand (8000) dollars.

Item 9. For extensions, including new gas lamps, twelve thousand (12,000) dollars; and for electric lights, twenty three thousand (23,000) dollars; total, thirty-five thousand (35,000) dollars.

Bureau of Street Cleaning.

SECT. 6. Of the amount appropriated to this Department, the sum of five hundred and sixty-three thousand nine hundred and twenty (563,920) dollars is for the expenses of the Bureau of Street Cleaning, as follows:

Item 1. For salary of chief of Bureau, two thousand five hundred (2500) dollars; five inspectors, each one thousand (1000) dollars, five thousand (5000) dollars; one clerk, one thousand (1000) dollars; messenger, seven hundred and twenty (720) dollars; in all, nine thousand two hundred and twenty (9220) dollars.

Item 2. For keep of horses and wagons for chief of Bureau and five inspectors, four hundred (400) dollars each, two thousand four hundred (2400) dollars.

Item 3. For printing, stationery and incidentals, three hundred (300) dollars.

Item 4. For cleaning streets, inlets and public market houses, and for the removal of ashes, garbage and dead animals, five hundred and fifty-two thousand (552,000) dollars.

Bureau of Surveys.

SECT. 7. Of the amount appropriated to this Department, the sum of one million fifteen thousand, three hundred and forty-five (1,015,345) dollars is for the expenses of the Bureau of Surveys, as follows:

Item 1. For salaries of the chief engineer and surveyor, four thousand (4000) dollars; principal assistant, two thousand two hundred and fifty (2250) dollars; assistant, one thousand eight hundred (1800) dollars; recording clerk, one thousand six hundred and fifty (1650) dollars; draughtsman, one thousand five hundred (1500) dollars; sewer registrar, one thousand five hundred (1500) dollars; one draughtsman, one thousand four hundred (1400) dollars; two draughtsmen, one thousand (1000) dollars each, two thousand (2000) dollars; sewer clerk, one thousand (1000) dollars; stenographer and type-writer, eight hundred and fifty (850) dollars; rodman, seven hundred and twenty (720) dollars; janitor, six hundred (600) dollars; registrar, two thousand (2000) dollars; registry clerk, one thousand one hundred (1100) dollars; search clerk, one thousand (1000) dollars; four draughtsmen, one thousand (1000) dollars each, four thousand (4000) dollars; and three draughtsmen, nine hundred (900) dollars each, two thousand seven hundred (2700) dollars; in all, thirty thousand and seventy (30,070) dollars.

Item 2. For stationery, record books, draughting material and instruments, two thousand five hundred (2500) dollars.

Item 3. For cleaning offices, carriage hire, advertising and incidentals, one thousand five hundred (1500) dollars, and for making and recording observations of rain and stream gauges, three hundred (300) dollars; in all, one thousand eight hundred (1800) dollars.

Item 4. For salaries of three surveyors and regulators, one quarter, one hundred and twenty-five (125) dollars each, three hundred and seventy-five (375) dollars; for salaries of nine surveyors and regulators at three thousand (3000) dollars each, twenty-seven thousand (27,000) dollars; for salaries of four surveyors and regulators, from and after April 1, 1891, at two thousand two hundred and fifty (2250) dollars each, nine thousand (9000) dollars; and for wages of employees, expenses, rent, furniture, tools and instruments, carriage hire and horse keep and incidentals: in the First District, three thousand six hundred (3600) dollars; in the Second District, three thousand six hundred (3600) dollars; in the Third District, six thousand five hundred (6500) dollars; in the Fourth District, four thousand three hundred (4300) dollars; in the Fifth District, six thousand (6000) dollars; in the Sixth District, four thousand one hundred (4100) dollars; in the Seventh District, five thou-

sand five hundred (5500) dollars; in the Eighth District, six thousand five hundred (6500) dollars; in the Ninth District, six thousand (6000) dollars; in the Tenth District, six thousand eight hundred and fifty (6850) dollars; in the Eleventh District, five thousand two hundred (5200) dollars; in the Twelfth District, six thousand (6000) dollars; and in the Thirteenth District, seven thousand (7000) dollars; in all, one hundred and seven thousand five hundred and twenty-five (107,525) dollars: *Provided*, That the fees earned in each district shall amount to the salaries over and above the expenses of the office, and that work done for any department, bureau, board or commission of the City shall be taken to be fees earned within the meaning hereof.

Item 5. For preparing liens for municipal claims, four hundred (400) dollars.

Item 6. For corner stones and replacing landmarks, one thousand (1000) dollars.

Item 7. For examination of bridges and sewers, one thousand (1000) dollars.

Item 8. For new surveys and work ordered by Councils, not otherwise provided for, five hundred (500) dollars.

Item 9. For renewing plans and descriptions and rebinding plan books in the Registry Bureau, one thousand (1000) dollars.

Item 10. For rearranging indexes and descriptions in the Registry Bureau, one thousand five hundred (1500) dollars.

Item 11. For removing objectionable footway gutters, five hundred (500) dollars.

Item 12. For carriage hire and keep of horse for the chief engineer and assistant, eight hundred (800) dollars.

Item 13. For expenses attending the preparation of plans of the port, and for the increase of its landing accommodations, two thousand (2000) dollars.

Item 14. For establishing standard levels and measures in various parts of the city, testing work on plans, and inspecting surveys and plans, two hundred and fifty (250) dollars.

Item 15. For salaries of two inspectors of drain connections at twelve hundred (1200) dollars each, two thousand four hundred (2400) dollars: *Provided*, They do not engage in any other business during the business hours of the day.

Item 16. For salary of one supervisor of the intercepting sewer, nine hundred (900) dollars.

Item 17. For engraving and printing maps of the city, two hundred (200) dollars.

Item 18. For the examination and reconstruction of old sewers, with manholes, ventilators and ventilation connections, twenty-five thousand (25,000) dollars.

Item 19. For the construction of main sewers, four hundred and seventy-five thousand (475,000) dollars.

Item 20. For the Aramingo Canal system, seventy-five thousand (75,000) dollars.

Item 21. For the construction of branch sewers, inlets and manholes, one hundred and twenty-five thousand (125,000) dollars: *Provided*, That the amounts assessable for the construction of sewers in front of city properties shall be paid out of this item.

Item 22. For connections with the intercepting sewer, fifty thousand (50,000) dollars.

Item 23. For new bridges, seventy-five thousand (75,000) dollars.

Item 24. For a bridge over Penn street on the line of the Philadelphia & Norristown Railroad, in the Twenty-eighth Ward, thirty-six thousand (36,000) dollars: *Provided*, That the bridge shall cost at least forty-five thousand (45,000) dollars, and in no event shall it cost the City more than the amount hereby appropriated; the bridge to be built under the direction of and according to plans prepared by the Department of Public Works: *Provided*, That the City Controller shall approve bills for labor and material done or furnished prior to 1891, the aggregate amount thereof not to exceed two thousand (2000) dollars, the same to be taken from the appropriate item: *Provided*, That balances remaining to the credit of Items 26, 26½, 27, 28, 29, 30, 34 and 35 of the appropriation for the year 1890 shall not merge.

Bureau of Water.

SECT. 8. That of the amount appropriated to this Department, the sum of one million two hundred and sixty-one thousand six hundred and three (1,261,603) dollars is for the expenses of the Bureau of Water, as follows:

Item 1. For salary of chief of Bureau, six thousand (6000) dollars; chief clerk, two thousand (2000) dollars; assistant clerk, one thousand and eighty (1080) dollars; correspondence clerk, nine hundred (900) dollars; time clerk, nine hundred (900) dollars; messenger, six hundred and fifty (650) dollars; draughtsman, one thousand eight hundred (1800) dollars; draughtsman, one thousand (1000) dollars; draughtsman, nine hundred (900) dollars; draughtsman, eight hundred (800) dollars; general superintendent, three thousand five hundred (3500) dollars; clerk and paymaster, one thousand one hundred (1100) dollars; assistant clerk, eight hundred and fifty (850) dollars; assistant to chief, two thousand (2000) dollars; clerk, one thousand (1000) dollars; assistant clerk, nine hundred (900) dollars; pipe inspector, one thousand three hundred and fifty (1350) dollars; pipe clerk, eight hundred and fifty (850) dollars; assistant to chief, one thousand four hundred (1400) dollars; search clerk, one thousand one hundred (1100) dollars; assistant search clerk, nine hundred (900) dollars; assistant clerk, eight hundred and fifty (850) dollars; chief inspector, one thousand one hundred (1100) dollars; nineteen (19) inspectors, each, nine hundred (900) dollars; permit clerk, one thousand and eighty (1080) dollars; assistant permit clerk, one thousand (1000) dollars; purveyor, fourth district, one thousand six hundred (1600) dollars; five (5) purveyors, 1st, 2d, 3d, 5th and 6th districts, each, one thousand four hundred and eighty (1480) dollars; six (6) purveyors' clerks, each, seven hundred and twenty (720) dollars; seven (7) general foremen, each nine hundred and thirty-nine (939) dollars; five (5) foremen of repairs, each, seven hundred and eighty (780) dollars; superintendent of shop, one thousand five hundred (1500) dollars; clerk to superintendent of shop, nine hundred (900) dollars; ten (10) engineers, each one thousand (1000) dollars; two (2) engineers (with houses), each, eight hundred and ten (810) dollars; one engineer, seven hundred and fifty (750) dollars; helper, seven hundred and fifty (750) dollars; two oilers, acting as assistant engineers, each, eight hundred and ten (810) dollars; twenty (20) oilers, each, eight hundred (800) dollars; thirty (30) firemen, each, seven hundred and fifty (750) dollars; six (6) firemen, for eight (8) months, each, at the rate of seven hundred and fifty (750) dollars per year; sixteen (16) coal passers, each, six hundred and seventy-five (675) dollars; two (2) storekeepers, each, seven hundred (700)

dollars ; foreman of machinists, one thousand five hundred (1500) dollars ; foremen, bricklayers and carpenters, each, one thousand (1000) dollars ; foremen of stonemasons, painters, riggers, each nine hundred (900) dollars ; foreman of laborers, eight hundred and forty (840) dollars ; twenty-five watchmen, each, six hundred and seventy-five (675) dollars ; four policemen, each, six hundred and seventy-five (675) dollars, with an additional sum of forty (40) dollars each for the purchase of uniforms ; janitor at main office, six hundred and seventy-five (675) dollars ; six (6) janitors, each, six hundred (600) dollars ; river watchman, nine hundred (900) dollars ; lineman, seven hundred and twenty (720) dollars ; telephone operator (night), six hundred (600) dollars ; two (2) telephone operators (day), each, three hundred and sixty (360) dollars ; electrician, one thousand and fifty (1050) dollars ; general storekeeper, nine hundred (900) dollars ; total, one hundred and eighty-four thousand three hundred and three (184,303) dollars.

Item 2. For general supplies, including fuel, oil and small stores, one hundred and sixty thousand (160,000) dollars.

Item 3. For repairs to machinery, including the conveyance of workmen incident thereto, fifty thousand (50,000) dollars.

Item 4. For the maintenance and repairs to buildings, grounds and reservoirs, sixty thousand (60,000) dollars.

Item 5. For repairs and improvement of the distribution, including the purchase of materials and cost of labor in connection therewith, and expenses incident thereto, ninety thousand (90,000) dollars.

Item 6. For supplies, including fuel and labor, at the city construction and repair shop, seventy-five thousand (75,000) dollars.

Item 7. For general, incidental and contingent expenses, including keep of horses for chief of Bureau, general superintendent and assistant, each, four hundred (400) dollars, fourteen thousand (14,000) dollars.

Item 8. For the purchase of material and cost of labor in connection with the laying of service pipe and expenses incident thereto, one hundred and twenty-five thousand (125,000) dollars.

Item 8½. For refunding to parties money expended in laying water-pipe, three thousand three hundred (3300) dollars: *Provided*. That the amount paid under this item shall in no case exceed the amount paid by the City of Philadelphia for service pipe and laying the same.

Item 9. For extensions, five hundred thousand (500,000) dollars: *Provided*, That nothing in this ordinance shall prevent the Director of the Department of Public Works from laying water-pipe, making repairs by day's work, or the employment of any additional service, when the exigencies require: *Provided also*, That the City Controller shall approve bills for work, labor or material done, made or furnished prior to 1891 to Bureau of Water, the aggregate amount thereof not to exceed twenty-five thousand (25,000) dollars.

SECT. 9. When the Director of the Department of Public Works is obliged to employ labor to do work under neglected or annulled contracts, then payment shall be made from the item against which such contracts are charged, and the amount so paid charged against the contractor on the amount set aside for such neglected or annulled contracts.

SECT. 10. Warrants shall be drawn as follows:

For the employees of the City Ice Boats, one warrant, payable monthly.

For the Bureau of Gas: For the employees of the main office, meter and pipe inspector's departments, service gang, and Spring Garden office, one warrant; for the employees in the distribution department and holder-stations at Ninth and Diamond, Ninth and Mifflin and Twenty-fifth and Callowhill streets, one warrant; for the employees at the Ninth Ward Works, one warrant; for the employees at the Twenty-fifth Ward Works, one warrant; for the employees at the Twenty-sixth Ward Works, one warrant; for the employees on the Germantown, Frankford and Manayunk rolls, one warrant; employees of the Bureau of Gas are to be paid semi-monthly.

For the employees in the Bureau of Lighting, one warrant, payable semi-monthly.

For the Bureau of Water: For the employees of the hydrographic corps roll, one warrant, payment once every two months; for the employees at the pumping-stations, one warrant for each station, payment monthly.

The following employees in the Bureau of Water to be paid semi-monthly: For the employees in the Purveyors' districts, one warrant for each district; for the employees of the City construction and repair shop, one warrant; for the employees upon the improvement for distribution and contingent roll, one warrant; for the employees upon the buildings, grounds and reservoirs roll, one warrant.

Warrants for the Director's office shall be drawn by the Director of the Department of Public Works; for the City Ice Boats, by the Superintendent of the City Ice Boats; all others by the chiefs of the respective bureaus, and approved by the Director of the Department of Public Works.

SECT. 11. All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To pay the administrators of the estate of Thos. McCann, deceased, for uncollectable sewer bill.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the Director of the Department of Public Works be, and he is hereby authorized and directed to draw a warrant in favor of the administrators of the estate of Thos. McCann, deceased, to the amount of one hundred (100) dollars and (50) cents, to pay a deficiency in the assessment on a sewer on the south side of Tasker street, west from Eighteenth street, and to charge the same to the item for the construction of branch sewers in the annual appropriation to said Department.

Approved the twenty-ninth day of December, A. D. 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.

AN ORDINANCE

To make an appropriation to the Department of Public Safety for the year 1891.

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That the sum of three million, two hundred and fifty-three thousand, one hundred and eighty-five (3,253,185) dollars and twenty-two (22) cents be, and the same is hereby appropriated to the Department of Public Safety for the year 1891.

Director's Office.

Of amount appropriated to this Department, the sum of thirteen thousand three hundred and twenty-one (13,321) dollars and twenty-five (25) cents is for expenses of the Director's office, as follows:

Item 1. For salary of Director, seven thousand five hundred (7500) dollars.

Item 2. For salaries: Secretary, two thousand (2000) dollars; bookkeeper, one thousand five hundred (1500) dollars; messenger, eight hundred and twenty-one (821) dollars and twenty-five (25) cents; total, four thousand three hundred and twenty-one (4321) dollars and twenty-five (25) cents.

Item 3. For maintenance and keep of horse and carriage, five hundred (500) dollars.

Item 4. For stationery, law books and incidental expenses, one thousand (1000) dollars.

Bureau of Police.

SECT. 2. Of amount appropriated to this Department, the sum of one million nine hundred and twenty-two thousand six hundred and nine (1,922,609) dollars and thirteen (13) cents is for the expenses of the Bureau of Police, as follows:

Item 1. For salaries: Chief clerk, one thousand eight hundred (1800) dollars; two assistant clerks, one thousand one hundred (1100) each, two thousand two hundred (2200) dollars; Central Station clerk, one thousand two hundred (1200) dollars; clerk to superintendent of police, one thousand two hundred (1200) dollars; assistant clerk to superintendent, one thousand and fifty (1050) dollars; superintendent of police, three thousand (3000) dollars; messenger, eight hundred and twenty-one (821) dollars and twenty-five (25) cents; fire marshal, one thousand eight hundred (1800) dollars; surgeon, one thousand eight hundred (1800) dollars; four captains, one thousand five hundred (1500) dollars each, and uniforms, one hundred (100) dollars each, six thousand four hundred (6400) dollars; chief of detectives, one thousand five hundred (1500) dollars; eleven detectives, one thousand three hundred and fifty (1350) dollars each, fourteen thousand eight hundred and fifty (14,850) dollars; one vagrant detective, one thousand one hundred (1100) dollars; one court detective, one thousand (1000) dollars; one night detective at Central Station, nine hundred

and twelve (912) dollars and fifty (50) cents; thirty lieutenants, one thousand two hundred (1200) dollars each, and clothing, seventy-five (75) dollars each, thirty-eight thousand two hundred and fifty (38,250) dollars; seventy-one sergeants, one thousand and eighty-eight (1088) dollars and twenty-eight (28) cents each, and clothing, fifty (50) dollars each, eighty thousand eight hundred and seventeen (80,817) dollars and eighty-eight (88) cents; eighty telegraph sergeants, one thousand (1000) dollars each, and clothing, forty (40) dollars each, eighty-three thousand two hundred (83,200) dollars; superintendent of patrol and van service, one thousand (1000) dollars; fifteen hundred and twenty-seven patrolmen, at two (2) dollars and fifty (50) cents per day each, and clothing, forty (40) dollars each, one million four hundred and fifty-four thousand four hundred and sixty-seven (1,454,467) dollars and fifty (50) cents; four engineers, at one thousand and fifty (1050) dollars each, four thousand two hundred (4200) dollars; four pilots, at one thousand and fifty (1050) dollars each, four thousand two hundred (4200) dollars; four firemen, at nine hundred and twelve (912) dollars and fifty (50) cents each, three thousand six hundred and fifty (3650) dollars; twenty-eight sergeants, one thousand (1000) dollars each, and clothing, forty (40) dollars each, twenty-nine thousand one hundred and twenty (29,120) dollars; twenty-eight drivers, at two (2) dollars and fifty (50) cents per day each, and clothing, forty (40) dollars each, twenty-six thousand six hundred and seventy (26,670) dollars; twenty-eight patrolmen, at two (2) dollars and fifty (50) cents per day each, and clothing, forty (40) dollars each, twenty-six thousand six hundred and seventy (26,670) dollars; total, one million seven hundred and ninety-two thousand eight hundred and seventy-nine (1,792,879) dollars and thirteen (13) cents.

Item 2. For cleaning station and patrol houses, rooms and cells, including cleaning utensils and removal of ashes, thirteen thousand three hundred and twenty (13,320) dollars.

Item 3. For miscellaneous expenses of van service, including pay of drivers and hostlers, nine thousand and forty (9,040) dollars.

Item 4. For meals, including medical attendance at station-houses, and transportation, four thousand (4000) dollars.

Item 5. For badges, batons, rattles, buttons, belts, lanterns, etc., two thousand five hundred (2500) dollars.

Item 6. For eleven matrons for police stations, at six hundred (600) dollars each, six thousand six hundred (6,600) dollars.

Item 7. For placing street names upon the public lamps, sign-boards and road-posts, one thousand five hundred (1500) dollars.

Item 8. For fuel at station-houses and police boats, fifteen thousand (15,000) dollars.

Item 9. For incidental expenses, one thousand eight hundred (1800) dollars.

Item 10. For stationery and printing, two thousand (2000) dollars.

Item 11. For taking up dogs and goats, and killing the same, three thousand five hundred (3500) dollars.

Item 12. For arrest and conviction of offenders, foreign telegraph service, in procuring evidence in the alleged violation of law, and for the pursuit of criminals who have escaped beyond the limits of the city, three thousand (3000) dollars.

Item 13. For ice for the Central Station and the police districts, one thousand five hundred (1500) dollars.

Item 14. For general advertising, one hundred and fifty (150) dollars.

Item 15. For miscellaneous expenses of running police boats and purchase of hose, one thousand (1000) dollars.

Item 16. For payments to hospitals for ambulance service: German, Episcopal, Presbyterian, University, Children's Homœopathic, Germantown, Jewish, St. Mary's, St. Agnes', St. Joseph's, Medico-Chirurgical, Children's, Hahnemann and St. Timothy, three hundred and seventy-five (375) dollars each, five thousand two hundred and fifty (5250) dollars.

Item 17. For miscellaneous expenses, including purchase of wagons for the police electric stations, five hundred (500) dollars.

Item 18. For the purchase of horses for the van, patrol and mounted service, seventeen thousand six hundred (17,600) dollars.

Item 19. For straw, feed and keep of horses, including horse-shoeing, thirty-two thousand four hundred and seventy (32,470) dollars.

Item 20. For harness and repairs, nine thousand (9000) dollars.

Bureau of Health.

SECT. 3. Of amount appropriated to this Department, the sum of one hundred and ten thousand three hundred and forty-four (110,344) dollars is for the expenses of the Bureau of Health, as follows :

Office.

Item 1. For salaries : Health officer (fixed by Act of Assembly), two thousand one hundred (2100) dollars ; chief clerk, one thousand eight hundred (1800) dollars ; first assistant clerk, one thousand three hundred (1300) dollars ; two assistants, one thousand one hundred (1100) dollars each, two thousand two hundred (2200) dollars ; chief registration clerk, one thousand five hundred (1500) dollars ; six assistant registration clerks, one thousand (1000) dollars each, six thousand (6000) dollars ; port physician (fixed by Act of Assembly), one thousand two hundred (1200) dollars ; messenger, eight hundred (800) dollars ; medical inspector, including carriage hire, two thousand one hundred (2100) dollars : *Provided*, That said inspector shall inspect the school buildings belonging to the city and report their condition and his recommendation at the close of the year. Chief inspector, one thousand four hundred (1400) dollars, and four hundred (400) dollars for keep of horse and wagon ; one thousand eight hundred (1800) dollars ; chief inspector's clerk, nine hundred (900) dollars ; ten inspectors, ten thousand (10,000) dollars ; two collectors of vital statistics, two inspectors of privy cleaning, and one vessel inspector, nine hundred (900) dollars each, four thousand five hundred (4500) dollars ; typewriter, five hundred (500) dollars ; total, thirty-six thousand seven hundred (36,700) dollars.

Item 2. For pay of vaccine physicians, four thousand five hundred (4500) dollars.

Item 3. For purchase of vaccine virus, five hundred (500) dollars.

Item 4. For postage and incidentals, four hundred (400) dollars.

Item 5. For stationery and printing, advertising, books for library, newspapers and incidentals, one thousand (1000) dollars.

Item 6. For removal of nuisances and expenses incidental thereto, and for making special sanitary inspections, twelve thousand five hundred (12,500) dollars.

Item 7. For railroad tickets for use of inspectors, one hundred (100) dollars.

Item 8. For three house cleaners, one thousand and eighty (1080) dollars.

Lazaretto.

Item 9. For salaries: Lazaretto physician (fixed by Act of Assembly), two thousand five hundred (2500) dollars; quarantine master (fixed by Act of Assembly), two thousand (2000) dollars; steward, one thousand and eighty (1080) dollars; gardener, three hundred (300) dollars; three tugmen, engineer and pilot, three thousand three hundred and eighty-four (3384) dollars, and clothing, forty (40) dollars each, three thousand five hundred and eighty-four (3584) dollars; male nurse, one hundred and fifty (150) dollars; female nurses and laundresses, one hundred (100) dollars; watchman, one hundred and fifty (150) dollars; total, nine thousand eight hundred and sixty-four (9864) dollars.

Item 10. For clothing, bedding, brushes, furniture, soap, cleansing and incidentals, five hundred (500) dollars.

Item 11. For drugs, lime, coffins and burial expenses, two hundred (200) dollars.

Item 12. For oil, coal, paints, flags, boats and repairs, four hundred (400) dollars.

Item 13. For carriage hire and railroad tickets for Lazaretto Committee, two hundred (200) dollars.

Item 14. For board and washing of clothing of tugmen, nurses, patients and officers, one thousand two hundred and fifty (1250) dollars.

Item 15. For insurance and general improvements of buildings, grounds and appurtenances, one thousand five hundred (1500) dollars.

Item 16. For expenses connected with quarantining vessels, and providing and keeping in repair quarters for boats, tugmen, etc., the maintenance of a steam tugboat (including coal, and rent of a wharf and offices in the city), two thousand two hundred (2200) dollars.

Item 17. For carrying mails, portorage and postage, two hundred (200) dollars.

Item 18. For ice, and repairs and expenses of ice-house, two hundred (200) dollars.

Item 19. For the maintenance of telegraphic and telephone communication between the Health Office and the Lazaretto, three hundred (300) dollars.

Municipal Hospital.

Item 20. For salaries ; Medical attendant, two thousand (2000) dollars ; steward, seven hundred (700) dollars ; cooks, two hundred and fifty (250) dollars ; male nurses, one thousand (1000) dollars ; female nurses and matron, seven hundred (700) dollars ; ambulance drivers, eight hundred (800) dollars ; gardener, four hundred and fifty (450) dollars ; fireman, three hundred (300) dollars ; total six thousand and two hundred (6200) dollars.

Item 21. For board and washing of patients, nurses and officers, two thousand (2000) dollars.

Item 22. For clothing, bedding, furniture, repairs and incidentals, two hundred and fifty (250) dollars.

Item 23. For lights, brushes, soap, cleansing and incidentals, two hundred and fifty (250) dollars.

Item 24. For drugs, coffins and burial expenses, two hundred and fifty (250) dollars.

Item 25. For conveyance of patients, portorage and postage, one hundred (100) dollars.

Item 26. For printing Rules and Information for the Preservation of Public Health, stationery, blanks and extraordinary expenses of the Sanitary Committee, two hundred (200) dollars.

Item 27. For printing blanks and stationery, fifty (50) dollars.

Item 28. For fuel, six hundred (600) dollars.

Item 29. For the purchase of horses, vehicles, and harness, and keep of and repairs to same, five hundred (500) dollars.

Item 30. For insurance and general improvements and repairs to buildings, grounds and appurtenances, including the maintenance of a telephone, six hundred and fifty (650) dollars.

Item 31. For salary of the disinfecter, one thousand (1000) dollars, and four hundred (400) dollars for horse and wagon ; total, one thousand four hundred (1400) dollars.

Item 32. For the purchase of disinfecting apparatus, disinfecting material and such expenses as may be incidental thereto, one hundred (100) dollars.

Item 32½. For salaries: Chief inspector of milk, one thousand five hundred (1500) dollars; two assistant inspectors, at nine hundred (900) dollars each, one thousand eight hundred (1800) dollars; three collectors, at five hundred (500) dollars each, one thousand five hundred (1500) dollars; fitting up chemical laboratory, purchase of chemicals, analysis of milk and incidentals, two thousand (2000) dollars; total, six thousand eight hundred (6800) dollars.

Registration Office.

Item 33. For executing the Registration Act, and for books, blanks, stationery and incidentals, one thousand (1000) dollars.

House Drainage and Ventilation.

Item 34. For salaries: Chief inspector, including carriage hire, two thousand two hundred (2200) dollars; ten assistant inspectors, twelve thousand (12,000) dollars; clerk, one thousand two hundred (1200) dollars; total, fifteen thousand four hundred (15,400) dollars.

Item 35. For books, printing, stationery, blanks and incidental expenses, one thousand (1000) dollars: *Provided*, That any expenditures for drugs and medicines for the hospital, surgical instruments, milk, marketing and the removal of nuisances, and also for expenditures for other purchases, not exceeding fifty (50) dollars, the Controller shall countersign warrants upon the approval of bills by the President and Secretary of the Board of Health, and the proper committee.

Bureau of Fire and Fire Escapes.

SECT. 4. Of amount appropriated to this Department, the sum of six hundred and fifty-six thousand four hundred and twenty-one (656,421) dollars and fifty (50) cents is for the expenses of the Bureau of Fire and Fire Escapes, as follows:

Item 1. For salaries: Chief engineer, three thousand (3000) dollars; eight assistant engineers, one thousand five hundred (1500) dollars each, twelve thousand (12,000) dollars; Joseph T. Hammond, one thousand two hundred (1200) dol-

lars ; secretary, one thousand three hundred and fifty (1350) dollars ; clerk at storehouse, nine hundred (900) dollars ; messenger, seven hundred (700) dollars ; assistant clerk, nine hundred (900) dollars ; four telephone operators, nine hundred (900) dollars each, three thousand six hundred (3600) dollars ; driver of supply wagon, seven hundred and fifty (750) dollars ; forty-one foremen, one thousand one hundred and fifty (1150) dollars each, forty-seven thousand one hundred and fifty (47,150) dollars ; thirty-five engine men, one thousand and fifty (1050) dollars each, thirty-six thousand seven hundred and fifty (36,750) dollars ; thirty-five fireman, two (2) dollars and fifty (50) cents per day each, thirty-one thousand nine hundred and thirty-seven (31,937) dollars and fifty (50) cents ; forty-two drivers, two (2) dollars and fifty (50) cents per day each, thirty-eight thousand three hundred and twenty-five (38,325) dollars ; six tillermen, two (2) dollars and fifty (50) cents per day each, five thousand four hundred and seventy-five (5,475) dollars ; three hundred and fifty-two hose and ladderman, two (2) dollars and fifty (50) cents per day each, three hundred and twenty-one thousand and two hundred (321,200) dollars ; superintendent of repair shop, one thousand five hundred (1500) dollars ; superintendent of horses, one thousand (1000) dollars ; hostler, six hundred and fifty (650) dollars ; hostler and watchman, five hundred and forty (540) dollars ; ten machinists, eight hundred (800) dollars each, eight thousand (8000) dollars ; one blacksmith, nine hundred (900) dollars ; one blacksmith, eight hundred (800) dollars ; one blacksmith, seven hundred and fifty (750) dollars ; five helpers, six hundred (600) dollars each, three thousand (3000) dollars ; three wheelwrights, eight hundred (800) dollars each, two thousand four hundred (2,400) dollars ; one plumber and gasfitter, nine hundred (900) dollars ; one boilermaker, eight hundred (800) dollars ; one carpenter, eight hundred (800) dollars ; one patternmaker, eight hundred (800) dollars ; two painters, eight hundred (800) dollars each, one thousand six hundred (1,600) dollars ; clerk of bureau of fire escapes, one hundred (100) dollars ; messenger of bureau of fire escapes, fifty (50) dollars ; total, five hundred and twenty-nine thousand eight hundred and twenty-seven (529,827) dollars and fifty (50) cents.

Item 2. To purchase uniforms, twenty-one thousand and forty (21,040) dollars.

Item 3. For straw, feed and horseshoeing, twenty-one thousand (21,000) dollars: *Provided*, That warrants may be countersigned for horseshoeing on this item on the approval of the bills by the Director of the Department of Public Safety.

Item 4. For repairs and supplies, seven thousand (7000) dollars.

Item 5. For supplies for engine houses and stables, five thousand four hundred (5400) dollars.

Item 6. For printing, advertising and stationery, seven hundred and fifty (750) dollars.

Item 7. For fuel, eight thousand five hundred (8500) dollars.

Item 8. For forcing hose and couplings, twelve thousand (12,000) dollars.

Item 9. For horses, twelve thousand five hundred (12,500) dollars.

Item 10. For harness and repairs, one thousand five hundred (1500) dollars.

Item 11. For ice for engine houses, five hundred (500) dollars.

Item 12. For veterinary surgeon and medicine for fire, police patrol and van service, one thousand seven hundred (1700) dollars.

Item 13. For cleaning bunk rooms and office, thirteen thousand one hundred and four (13,104) dollars.

Item 14. For incidental and office expenses, three hundred (300) dollars.

Item 15. For tools for repair shop, three hundred (300) dollars.

Item 16. For expenses incurred in removing dangerous walls, as provided in ordinance April 30, 1883, five hundred (500) dollars.

Item 17. For new apparatus, twenty thousand (20,000) dollars.

Item 18. For the relief of the family of Charles D. Snyder, late foreman of Engine Company No. 16, who lost his life in the discharge of his duty, December 1, 1890, five hundred (500) dollars.

Electrical Bureau.

SECT. 5. Of amount appropriated to this Department, the sum of one hundred and twenty one thousand seven hundred and ninety-five (121,795) dollars is for the expenses of the Electrical Bureau, as follows:

Item 1. For salaries: Chief of bureau, four thousand (4000) dollars; manager, two thousand five hundred (2500) dollars; assistant manager, one thousand five hundred (1500) dollars; clerk, one thousand five hundred (1500) dollars; assistant clerk, eight hundred (800) dollars; draughtsman, one thousand (1000) dollars; six inspectors at one thousand and eighty (1080) dollars each, and forty (40) dollars for uniforms each, six thousand seven hundred and twenty (6720) dollars; sixteen operators at one thousand (1000) each, and forty (40) dollars for uniforms each, sixteen thousand six hundred and forty (16,640) dollars; foreman, nine hundred (900) dollars, and forty (40) dollars for uniform, nine hundred and forty (940) dollars; seven linemen at eight hundred and fifty (850) dollars each, and forty (40) dollars for uniforms each, six thousand two hundred and thirty (6230) dollars; batteryman, nine hundred (900) dollars; assistant batteryman and plumber, one thousand (1000) dollars, and forty (40) dollars for uniform, one thousand and forty (1040) dollars; two janitors at two hundred and fifty (250) dollars each, five hundred (500) dollars; total, forty-four thousand two hundred and seventy (44,270) dollars.

Item 2. For repairs, instruments, supplies and labor, twelve thousand (12,000) dollars.

Item 3. For maintenance and keep of horse and three wagons, five hundred (500) dollars.

Item 4. For batteries, acid and materials, five thousand (5000) dollars.

Item 5. For stationery, printing, advertising and incidentals, one thousand three hundred (1300) dollars.

Item 6. For painting telegraph poles, cross-arms and patrol-houses, one thousand five hundred (1500) dollars.

Item 7. For fuel and ice, one hundred and twenty-five (125) dollars.

Item 8. For the improvement and extension of the police and fire telegraph, ten thousand (10,000) dollars: *Provided*, That no part of this item shall merge at the close of the year 1891.

Item 9. For rental of telephone and purchase of materials and instruments, and extension of the lines and hospital and armory service, including Presbyterian, St. Mary's, Children's Homœopathic, Women's Homœopathic, Hahnemann, St. Timothy's and St. Joseph's Hospitals, at one hundred (100) dollars per annum each, eight thousand eight hundred (8800) dollars.

Item 10. For the extension of the police signal and telephone service, ten thousand (10,000) dollars.

Item 11. For cables, conduits, manholes, posts, mast arms, materials and labor for underground electrical service, twenty thousand (20,000) dollars: *Provided*, That no part of this item shall merge at the close of the year 1891.

Item 12. For rental of store-house, five hundred (500) dollars.

Item 13. For underground conduits on Green street west of Broad street, seven thousand eight hundred (7800) dollars.

Bureau of Building Inspectors.

SECT. 6. Of amount appropriated to this Department, the sum of twenty thousand eight hundred and fifty (20,850) dollars is for the expenses of the Bureau of Building Inspectors, as follows:

Item 1. For salaries of seven inspectors, two thousand (2000) dollars each, fourteen thousand (14,000) dollars.

Item 2. For salary of secretary, one thousand six hundred (1600) dollars.

Item 3. For salary of clerk, one thousand (1000) dollars.

Item 4. For salary of messenger, six hundred (600) dollars.

Item 5. For incidental expenses of office, eight hundred and fifty (850) dollars.

Item 6. For horse keep, repairs to wagons, etc., two thousand eight hundred (2800) dollars.

Bureau of Steam Engines and Boilers.

SECT. 7. Of amount appropriated to this Department, the sum of fourteen thousand four hundred and fifty (14,450) dollars is for the expenses of the Bureau of Steam Engines and Boilers, as follows:

Item 1. For salary of chief inspector, two thousand five hundred (2500) dollars.

Item 2. For salaries of five assistant inspectors, six thousand (6000) dollars.

Item 3. For salary of clerk, one thousand two hundred (1200) dollars; for salary of registering clerk, eight hundred (800) dollars; total, two thousand (2000) dollars.

Item 4. For salary of messenger, seven hundred (700) dollars; for salary of driver, seven hundred (700) dollars; total, one thousand four hundred (1400) dollars.

Item 5. For transportation of men, keep of horses, horse-shoeing, repairs to wagons and harness, and new harness, one thousand seven hundred (1700) dollars.

Item 6. For extra labor, janitor, testing boiler plates, and advertising, two hundred and fifty (250) dollars.

Item 7. For test pumps, and repairs, forcing hose, gauges, tools and attachments, two hundred and fifty (250) dollars.

Item 8. For certificates of inspection, printing blanks, stationery, new registering books and index, rebinding old registers, postage and incidentals, three hundred and fifty (350) dollars.

Bureau of City Property.

SECT. 8. Of amount appropriated to this Department, the sum of three hundred and ninety-three thousand three hundred and ninety-four (393,394) dollars, and thirty-four (34) cents is for the expenses of the Bureau of City Property, as follows:

Item 1. For salaries: chief of bureau, three thousand nine hundred (3900) dollars; chief clerk, one thousand five hundred (1500) dollars; assistant clerk and messenger, nine hundred (900) dollars; clerk, nine hundred (900) dollars; typewriter, five hundred (500) dollars; janitress, five hundred (500) dollars; total, eight thousand two hundred (8200) dollars.

Item 2. For salaries: clerks of markets, four thousand eight hundred and ten (4810) dollars; superintendent of Independence Hall, seven hundred and twenty (720) dollars; for Germantown hall, six hundred (600) dollars; for cleaning and lighting Spring Garden hall, two hundred and twenty five (225) dollars; for janitor of grand and petit jury rooms, six hundred and seventy-five (675) dollars; for janitor of Orphans' Court rooms, six hundred (600) dollars; for janitor of Orphans' Court offices, two hundred and forty (240) dollars;

assistant superintendent of Independence Hall, four hundred and fifty (450) dollars; janitress, two hundred and twenty-five (225) dollars; fireman for Independence Hall, three hundred and forty (340) dollars; three watchmen of courts, five hundred and forty (540) dollars each, one thousand six hundred and twenty (1620) dollars; fireman in new court house, five hundred and forty (540) dollars; four cleaners of courts, five hundred and forty (540) dollars each, two thousand one hundred and sixty (2160) dollars; one cleaner of New Court House, six hundred (600) dollars; one cleaner of courts, five hundred and sixty seven (567) dollars; one cleaner of courts, four hundred and thirty-two (432) dollars; one cleaner of courts, four hundred and fifty (450) dollars; superintendents of Washington, Independence, Franklin, Logan, Rittenhouse, Jefferson, Norris, and Passayunk squares, seven hundred (700) dollars each, five thousand six hundred (5600) dollars; superintendent of Fairhill square, five hundred (500) dollars; superintendent of City Burial Ground, five hundred (500) dollars; keepers and regulators of public clocks, five hundred (500) dollars; cleaners of public urinals, one thousand eight hundred (1800) dollars; superintendent and assistant superintendent of City Morgue, one thousand one hundred and seventy (1170) dollars; special officer State House, eight hundred (800) dollars; six superintendents of public bath-houses, six hundred (600) each, three thousand six hundred (3600) dollars; total, twenty-nine thousand seven hundred and twenty-four (29,724) dollars.

Item 3. For printing, blank books, stationery, advertising and incidental expenses, one thousand two hundred (1200) dollars.

Item 4. For repairs to market houses, one thousand five hundred (1500) dollars; repairing wharves and landings, three thousand (3000) dollars; repairs and other expenses to public urinals, three hundred (300) dollars; cleaning and repairing public clocks, one hundred (100) dollars; repairs and other expenses, Town Hall, Germantown, two hundred (200) dollars; repairs and other expenses, Spring Garden Hall, one hundred and fifty (150) dollars; repairs to property owned by and used for city purposes, one thousand (1000) dollars; repairs to City Burial Ground and expense of crematory, one thousand two hundred (1200) dollars; repairs and other expenses, Independence Hall and National Museum, two hundred and

fifty (250) dollars; repairs and other expenses public bath houses, one thousand (1000) dollars; total, eight thousand seven hundred (8,700) dollars.

Item 5. For cleaning docks, seventeen thousand (17,000) dollars.

Item 6. For fees of auctioneers, four hundred (400) dollars.

Item 7. For labor and other expenses incurred in the public squares, five thousand (5000) dollars.

Item 8. For cleaning cess-pools, two hundred and fifty (250) dollars.

Item 9. For manuring and sodding, four hundred (400) dollars.

Item 10. For paving in front of City property, five hundred (500) dollars.

Item 11. For coal, kindling wood and fuel, three thousand (3000) dollars.

Item 12. For rent of office in Philadelphia Bank, eighteen thousand five hundred (18,500) dollars; American Philosophical Society's building, three thousand (3000) dollars; Orphans' Court Rooms, six thousand (6000) dollars; premises No. 706 Locust street, one thousand two hundred (1200) dollars; City Solicitor's offices, two thousand one hundred and fifty (2150) dollars; Roxborough Station, four hundred and fifty (450) dollars; Holmesburg Sub-station, one hundred (100) dollars; Bustleton Telephone Station, fifty (50) dollars; No. 1 Patrol Station, eight hundred (800) dollars; No. 4 Patrol Station, four hundred and eighty (480) dollars; No. 5 Patrol Station, seven hundred (700) dollars; No. 8 Patrol Station, eight hundred (800) dollars; No. 9 Patrol Station, seven hundred (700) dollars; No. 10 Patrol Station, seven hundred (700) dollars; for rent of premises No. 3 S. Thirty-seventh street, Sub-Gas Office, three hundred (300) dollars; for rent of premises Juniper and Filbert streets, six thousand (6000) dollars; fire houses, twenty-four thousand two hundred and fifty-six (24,256) dollars; total, sixty-six thousand one hundred and eighty-six (66,186) dollars.

Item 13. For ground rents and interests, three thousand two hundred and nine (3209) dollars and thirty-four (34) cents.

Item 14. For removing ice and snow from pavements in front of State House row, public halls, and squares, one thousand two hundred and fifty (1250) dollars: *Provided*, The City Controller shall countersign warrants against this item for snow removed during the year 1890.

Item 15. For supplying ice to the several courts, four hundred and fifty (450) dollars.

Item 16. For bedding and other accommodations for jurors required for the several courts, two hundred (200) dollars.

Item 17. For repairs to and cleaning court rooms, district attorney's rooms, and repairs to furniture and new furniture for the same, five thousand (5000) dollars.

Item 18. For new flags, halliards and awnings, etc., five hundred (500) dollars.

Item 19. For stationery, gas and other expenses at the City morgue, five hundred (500) dollars: *Provided*, The City Controller be authorized to countersign warrants for ice furnished to the morgue during the year 1890.

Item 20. For replacing trees, boxes, and flowers in and around the public squares, three hundred (300) dollars.

Item 21. For repairing settees and new settees in public squares, five hundred (500) dollars.

Item 22. For payment of gas bills of military organizations as follows: First Regiment, one thousand two hundred (1200) dollars; Second Regiment, one thousand two hundred (1200) dollars; Third Regiment, one thousand two hundred (1200) dollars; State Fencibles, eight hundred (800) dollars; First Troop, P. C. C., two hundred and twenty-five (225) dollars; Battery "A," artillery, one hundred and twenty-five (125) dollars; Gray Invincibles, fifty (50) dollars; the gas to be used exclusively by said organizations; total, four thousand eight hundred (4800) dollars.

Item 23. For supplying coal to military organizations as follows: First Regiment, six hundred (600) dollars; Second Regiment, six hundred (600) dollars; Third Regiment, six hundred (600) dollars; State Fencibles, three hundred (300) dollars; Battery "A," artillery, one hundred and fifty (150) dollars; First Troop, P. C. C., one hundred (100) dollars; Gray Invincibles, seventy-five (75) dollars; total, two thousand four hundred and twenty-five (2425) dollars.

Item 24. For granite curb and flag, or improved pavement around Rittenhouse Square, twelve thousand (12,000) dollars.

Item 25. For keep of horse and carriage for chief of the Bureau of City Property, four hundred (400) dollars.

Item 26. For alterations and repairs upon station and patrol houses, including plumbing and general repairs, twenty-two thousand (22,000) dollars.

Item 27. For bedding and furniture for the station and patrol houses, ten thousand (10,000) dollars.

Item 28. For stoves, heaters and repairs to same, three thousand (3000) dollars.

Item 29. For general repairs to police boats, including the purchase of hose, rope, boats, hardware, and all general supplies, two thousand (2000) dollars.

Item 30. For laying improved pavements in station houses, two thousand (2000) dollars.

Item 31. For repairs and alterations to fire houses, three thousand (3000) dollars.

Item 32. For gas, station and fire houses, Northern Liberties Gas Works and House of Correction, eight hundred (800) dollars.

Item 33. For repairs to the Twenty-fifth District station-house, 1507 Moyamensing avenue, and for alterations at the Old Seventeenth District station-house, Taylor street and Passyunk avenue, twenty thousand five hundred (20,500) dollars.

Item 34. For alterations and repairs to police station at Twentieth and Fitzwater streets, First Police District, nine thousand (9000) dollars.

Item 35. For the erection of a police station at Twentieth and Berks streets, Thirty-second Ward, thirty thousand (30,000) dollars.

Item 36. For the purchase of a lot for a police and fire station in the Thirty-third Ward, ten thousand (10,000) dollars.

Item 37. For the erection of a fire station in the Thirty-fifth Ward, twenty thousand (20,000) dollars.

Item 38. For the purchase of a lot and the erection of a fire and police station in the Thirty-fourth Ward, thirty-five thousand (35,000) dollars.

Item 39. For the purchase of a lot for a police and fire station at Roxborough, two thousand five hundred (2500) dollars.

Item 39½. For the erection of a police and fire station at Roxborough, fifteen thousand (15,000) dollars.

Item 40. For the purchase of a lot and the erection of a police and fire station in Twenty-seventh Ward, twenty-five (25,000) dollars.

Item 41. For the erection of a patrol house in the Tenth Police District, ten thousand (10,000) dollars.

Item 42. For the improvement of Union square, Fifth and Buttonwood streets, fifteen hundred (1500) dollars.

And warrants shall be drawn by the Director of the Department of Public Safety in conformity with existing ordinances.

All ordinances or parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Approved the thirty-first day of December, A. D., 1890.

EDWIN H. FITLER,
Mayor of Philadelphia.



OPINIONS
OF THE
CITY SOLICITOR

FROM
JANUARY TO DECEMBER, 1890.

Opinions given by the City Solicitor, from January to
December, 1890, to the Select and Common
Councils, Committees of Councils,
Heads of Departments, etc.

PHILADELPHIA :
DANDO PRINTING AND PUBLISHING COMPANY,
34 South Third Street.
1890.

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OPINIONS OF THE CITY SOLICITOR

DURING 1890.

LAW DEPARTMENT.

Philadelphia, February 10, 1890.

WILLIAM DIXEY, ESQ.,

Chief of Bureau of City Property.

DEAR SIR:—In answer to your communication of the 1st inst., inquiring whether under the ruling of a recent decision of the Supreme Court in reference to hawking and vending you will be required to discontinue the issuing of Venders' licenses, as per ordinance of April 7, 1880, I reply as follows:

The Act of 1830 provides that nothing contained in this Act shall prohibit the citizens of this Commonwealth who may manufacture goods, wares, or merchandise within this Commonwealth from vending or exposing the same to sale in the same manner as if the Act had not been passed into a law.

Under this Act it appears that no license whatever is required from citizens of this Commonwealth to hawk, and peddle goods, wares, and merchandise being of the growth, product or manufacture of this State over the entire Commonwealth, including the City of Philadelphia, the District of Southwark, or the Townships of the Northern Liberties, Moyamensing and Passyunk.

The Act of May 9, 1889, in addition, provides that persons may hawk and peddle goods of their own manufacture by themselves or through their authorized agents.

The Act of April 8, 1867, provides that disabled soldiers shall have the right to hawk, peddle or vend any goods, wares, or merchandise within this Commonwealth (Lancaster

County excepted by the Act of April 17, 1869, P. L. 1180), by procuring a license for that purpose to be issued without cost.

The Act of April 9, 1868, extends this right to sailors and marines.

The Act of April 24, 1857, provides that the Treasurer of the City of Philadelphia be authorized and empowered to issue licenses annually to a competent number of responsible persons resident of said city, as hawkers, to expose to sale and sell foreign fruits by retail in the City upon said payment of five dollars.

It also appears from all legislation upon the subject, that there is nothing to prohibit the Councils of the City of Philadelphia from passing an ordinance regulating the subject within its corporate limits, concerning the right of any person to vend, hawk and peddle goods, wares and merchandise, being of the growth, product or manufacture of this state.

Provided, the same shall not be repugnant to the laws and constitution of this Commonwealth.

In view of these facts, I am of the opinion that the Ordinance of Councils of April 7, 1880, is not repugnant to the laws and constitution of this Commonwealth, and that you will not be required to discontinue the issuing of Venders' licenses to persons hawking, vending or peddling goods, wares or merchandise, being of the growth, product and manufacture of this Commonwealth.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, February 24, 1890.

HON. WM. S. STOKLEY,

Director of Public Safety.

DEAR SIR:—Your favor of December 9, in reference to the retention of fees by the Health Officer, and also your letter of February 7, to his Honor the Mayor, has been received by me.

In your letter to his Honor the Mayor, you ask that I define the duties of the Health Officer "as to the receipt of fees by

him, what disposition he makes thereof, and whether any portion of it is paid to himself, his clerk or Port Physician, and whether the said receipts should not be paid directly into the Treasury, and the pay of the officers and clerk above mentioned be provided for by ordinance of Councils," and what authority you have "to direct and supervise the actions of the said Health Officer in the performance of his duties in all its details."

As this also included the inquiry in your letter to me of December 9, an answer to it will cover both.

As to the fees of the Health Officer, I would say that by Act of January 29, 1818, the Health Officer is required to collect certain fees therein mentioned, and to pay the same over as the Board may direct.

By the Act of February 2, 1854, all moneys received by the Board of Health are to be paid into the City Treasury. So that up to that time all the fees collected by the Health Officer went into the City Treasury. But, by the Act of April 6, 1870, the Health Officer is authorized to receive the sum of \$2.00 for each permit or certificate issued by him to vessels, to the Collector of the Port, etc., and he is also authorized by the said act to employ a clerk at a salary not exceeding \$1200.00 per annum; and the Port Physician is also to receive \$600.00 per annum, and one dollar for every vessel examined and health certificate furnished by him; the said payments to be made by the Health Officer out of the fees received by him, and which payments are in addition to those now received by the said officer.

From this act it appears that the Health Officer is entitled to retain a fee of \$2.00 for each of the said certificates and to pay \$600.00 extra compensation to the Port Physician, and to pay out of the fees the clerk therein provided for. And these fees, as the act says, are in addition to the compensation now received.

So that while it may be possible for all of the fees to go into the City Treasury, and Councils to provide for the payment of the officers and clerk, still the Act of Assembly authorized the Health Officer to retain the fees for the purpose of making these payments, and it would have to be with his consent that any other method, such as the payment of the fees into the City Treasury, and the extra pay of the officers being provided for by ordinance, as you suggest, would be accomplished.

As to your authority to direct and supervise the actions of the said Health Officer, permit me to refer you to my letter to you of May 9, 1887, in which I have fully answered this inquiry. A copy of said letter I enclose herewith.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, February 26, 1890.

JOHN ECKSTEIN, ESQ.,

Secretary Committee on Finance.

DEAR SIR:—Your favor of the 17th inst., enclosing petition of John O'Donnell, Louis Wagner, and George G. Pierie, Recorder of Deeds, received. The petition is from two Ex-Recorders and the present Recorder of Deeds to Select and Common Councils, setting forth that certain commissions allowed them by the State as its agents in collection of certain moneys, and which commissions were paid by them into the City Treasury, and they pray that the said commissions be refunded to them.

In answer, permit me to say, that the Supreme Court in *Commonwealth vs. Martin*, 125 Penna. St. Reports, 583, decided that the commissions collected from the State by the City Treasurer could be retained by him, and were not required to be paid into the City Treasury. The Recorder of Deeds is in the same position as the City Treasurer as to commissions received from the State for services rendered as its agent, and he was not required to pay the said commissions into the City Treasury, nor was the City entitled to receive them.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, February 27, 1890.

ROBERT P. DECHERT, Esq.,

City Controller.

DEAR SIR.—I am in receipt of your communication of the 20th inst., in which you state that “contracts were made by the Director of the Department of Public Works, for repaving certain streets with sheet asphalt, but the specifications were not in accordance with the Ordinance of Councils, approved June 16, 1885. Subsequently for the purpose of correcting any defect which may have arisen from this departure of the Ordinance of 1885, Councils of the City passed by a two-thirds vote of both Councils an Ordinance entitled “An Ordinance to confirm the action of the Department of Public Works in awarding contracts for repaving certain streets with sheet asphaltum, and authorizing the Mayor to execute the said contracts, and the City Controller to countersign warrants in payment for work done under the same,” which Ordinance was approved by the Mayor December 13, 1889.

You desire to know whether or not the last Ordinance is valid, and whether Councils, either by the direction of the Act of Assembly approved May 23, 1874, or by any other Act or Ordinance had the power to so confirm the action of the Director of Public Works.

In answer, I reply as follows: The Ordinance of June 16, 1885, provides the manner by which asphaltum pavements in the City of Philadelphia shall be constructed. Under a subsequent Ordinance providing for the repaving of certain streets, I find that certain contracts were entered into in which the specifications did not comply with the provisions of the Ordinance of June, 1885. That under these contracts the work was done and completed; that after the completion of the work, the question was raised as to the power of the Department of Public Works to enter into such contracts, and that to remedy the defects, Councils passed the Ordinance of December 13, A. D. 1889, which provides for the confirmation of the action of the Department of Public Works in awarding the contract for the repaving of certain streets with asphaltum and authorizing the Mayor to execute the said contracts, and the City Controller to countersign the warrants for work done under the same. The said Ordinance recites that

WHEREAS, It has been found that the foundation of streets already paved is superior to a newly-laid foundation as provided in the said Ordinance, and

WHEREAS, The cost of paving streets with sheet asphaltum as contained in said Ordinance is much greater than the method herein set forth, therefore

It is ordained, that the action of the said Department in awarding the contracts for the re-paving of the said streets to the Vulcanite Paving Company, the work already done, if done in all other respects in accordance with the proposals, contracts and specifications, is hereby approved, and the Mayor is authorized, where he has not already done so, to execute contracts on behalf of the City, for the repaving of the said streets by the said Company, as hereinbefore designated, and the City Controller is hereby authorized to countersign all warrants that may be drawn for payment for said work.

Under this Ordinance the contracts were executed in compliance therewith, and when the bills or warrants were presented to your department, you tell me objection was made to the bill by a number of citizens on the ground that the last Ordinance had not the effect of correcting the defects in question.

In the case of the City to use, *O'Rourke vs. Hayes*, 93 Penna. State Reports, page 72, it was held that "although the agent of the City had exceeded his authority, as the contract was one which the City might have authorized, it could waive the irregularity and adopt the contract after it was made. The question of adoption is one exclusively for the City, and with which the citizen has nothing to do.

In view of the law stated above, and of the case just cited, I am of the opinion that Councils had the right to ratify and confirm the action of the Department of Public Works in awarding the said contracts, and that the Ordinance of December 13, 1889, is valid.

Very truly yours,

CHARLES F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, March 6, 1890.

GEN. LOUIS WAGNER,

Director Department Public Works.

DEAR SIR:—I am in receipt of yours of the 3d inst. asking me whether, if your Department issues a permit to open a street which has been paved within the past three years, and as to which the contractor who did the paving has agreed to keep his work in repair for three years, the contractor will be relieved from this condition of his contract, and further, whether your Department has the right to refuse to grant a permit to open a street which has been paved within three years past.

In reply I beg to say that the contractor who undertakes to keep his paving in repair for three years contracts to keep in order simply the paving which he does, and if the City permits some other party to tear up the pavement, the contractor who did the original paving is undoubtedly relieved as to the portion of the street torn up.

I know of no law which gives you the right to refuse a permit simply and solely on the ground that the street has been paved within three years. Where your department is vested with the discretion to refuse or to grant a permit, this consideration might be sufficient to decide the matter against granting the permit. Where, however, the party asking for the permit has a legal right to receive it, I do not believe that you could refuse to grant the permit simply because there was a new pavement on the street. In such case it would of course be legal, and it seems to me proper that the licensee should be bound down by terms as stringent as those binding the original contractor to keep in repair the street which he breaks, down to the time of the expiration of the original contract.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

*Philadelphia, March 11, 1890.**In re Deduction, Sewer Assessment, Fifteenth and Tioga.*

GENERAL LOUIS WAGNER,

Director of Public Works.

DEAR SIR:—Your favor of December 31, 1889, enclosing letter of Samuel L. Smedley, Esq., Chief Engineer and Surveyor, in reference to assessment for sewer on Fifteenth street, received. He says that the lot is 172 feet on Tioga street and 250 feet on Fifteenth street, and that twenty years ago a sewer was laid on Tioga street and a deduction of \$75.00 was allowed, and that now a sewer has been laid on Fifteenth street, and he desires to know whether he must allow a deduction for the last sewer.

You have not informed me whether the present owner of the lot was the owner when sewer was laid on Tioga street, or the exact time of laying the said sewer, or whether since then the property lines have been changed.

The Ordinance of May 12, 1866, allows a deduction of one-third on the street having the longest front only, but which deduction shall not exceed fifty feet. As there has been one deduction and that the maximum amount, viz: fifty feet, the allowance on the shortest front has not injured the party. I do not think a second allowance should be made. The bill should be made out for the entire front on Fifteenth street.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, March 19, 1890.

THOMAS GREEN, ESQ.,

Chairman of the Water Committee of Councils.

DEAR SIR:—I acknowledge the receipt of a communication from you wherein you say you are “directed by the Water Committee of Councils to submit to me for examination the

accompanying papers relative to the proposition of the Schuylkill Water Company to lease or sell all its property, rights, privileges, etc., in the waters of the Schuylkill river." You further say :

"It is the desire of the committee that the opinion embrace and cover all legal points involved in the proposal, so exhaustive in its nature as to leave no cause for doubt in the minds of its members as to the legal status of the company or the City's rights in the premises."

Accompanying your communication is a letter from the President of the Schuylkill Water Company, addressed to Select and Common Councils, requesting that an ordinance be passed authorizing the Mayor to enter into a contract with the company, and also a copy of the proposed ordinance, with an amendment thereto.

In reply to your communication I would say that the purpose of the proposed lease is very clearly set out in the amendment to the proposed ordinance, which reads as follows :

"SECTION 1. That the Mayor of the City of Philadelphia be, and he is hereby authorized and directed to enter into a lease with the Schuylkill Water Company, for the absolute use and control of all the property, rights, privileges and franchises of the said Schuylkill Water Company, consisting of all the property, rights, privileges, and franchises which were formerly of the Schuylkill Navigation Company and concerning the river Schuylkill, the waters thereof and its tributaries, and any other rights the Schuylkill Water Company may now have therein, or may hereafter acquire, for a period or term of fifty (50) years, at an annual rental of not exceeding three hundred thousand dollars (\$300,000) payable semi-annually, the City reserving to herself the right, under the terms of the said lease, to purchase the said property at any time within ten (10) years from the date of the said lease, for the price of not exceeding seven million five hundred thousand dollars (\$7,500,000), and at any time thereafter during the continuing of said lease, at a price to be agreed upon by a board of seven (7) appraisers, three (3) of whom shall be named by the Mayor of said City, three (3) by the Water Company, and the six (6) thus selected agreeing upon a seventh, which Board of Appraisers shall make due allowance for any improvements placed upon the property

during the time of the lease, and an agreement of any four (4) of the said board of appraisers shall be final and binding upon both parties in interest.

“SECTION 2. The Mayor of the said City shall not execute said lease until he first obtains the opinion of the City Solicitor, that the lessors are the owners of the property they propose to lease, and that they have the power under their charter to lease the same. Nor shall the Mayor execute said lease should the City Solicitor be of the opinion that the City would thereby become liable for any of the debts or obligations of the said Schuylkill Water Company or Schuylkill Navigation Company.

SECTION 3. Said lease shall contain a covenant on the part of the lessors that they shall not sell, assign or transfer, or otherwise dispose of any of the property or estate leased without the consent of the lessees.

“SECTION 4. All leases of said water of said Schuylkill River now held by the Schuylkill Navigation Company, or Schuylkill Water Company, shall be assigned and transferred to the City upon the execution of the said lease by the Mayor.”

By entering into such lease and paying the price proposed, what rights will the city of Philadelphia acquire in the waters of the Schuylkill River which she does not now possess?

This involves directly the powers, rights, franchises and privileges of three corporations: The City of Philadelphia, the Schuylkill Navigation Company, and the Schuylkill Water Company.

First, the water rights of the City of Philadelphia.

The beds of navigable rivers between the lines of ordinary low water on their opposite sides have not been granted out by the State to individuals, but continue to be held by and for the public. *Fulmer vs. Williams*, 122 Pa. St. 191.

The Schuylkill river is a navigable river. (The City of Philadelphia *vs.* Gilmartin, 71 Pa. St. Rep. 140.

A grant of land bounded upon a navigable river extends to ordinary low water mark only. Between this line and high water mark the land of the grantee by nature and necessities of the situation is subject to a servitude in favor of the public.

The bed of the Schuylkill River is, therefore, owned by the State. The owners on either side hold the fee absolutely and

without restrictions as far as high water mark, and between high water mark and low water mark they own the fee in the land subject to the rights of the public over the same.

Such being the ownership of the land over which the waters of the Schuylkill River flow, in whom is the ownership of the water? In *Fulmer vs. Williams*, 122 Pa. St. 191, above quoted, it is said, "The water of a stream is not the subject of ownership in the ordinary sense of the word. If one is the owner of the land over which a stream flows, he is entitled to the use of water because of his ownership of the bed in which it flows."

"He may not retain the water upon his land independently or divert it from its natural channel, or sell it to be removed."

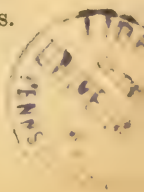
"In the case of all navigable rivers the bed in which they flow belongs to the public. The right to the use of the water follows the ownership of the bed in which it flows. The Commonwealth is, therefore, the owners of the rivers, and holds them for the use of the citizens. They are public property, natural highways, open to all who may have occasion to use them.

"When the volume of the stream swells in the time of high water, its surface remains the surface of the highway, and the riparian owner must do nothing that shall interfere with the use of the highway, or any part of it, by the public up to the line of high water. The fact that the water of the river flows over his land when it rises above low water mark gives him no title to it, for he holds his land subject to this servitude in favor of the public."

"The owner of the shore having no ownership of the water has between him and the Commonwealth no greater right in it than any other citizen. He has no right to erect a dam or turn the water to his mill without a grant from the Commonwealth of a right so to do, and if he erects such a dam without a grant, he is a trespasser and acquires no title to the water power resulting therefrom."

"He has an undisputable right, as a citizen, to the use of the river as a public highway, but as a riparian owner he has no right to obstruct its flow or to divert its waters, except for domestic purposes and within certain limits for purposes of irrigation."

I have quoted thus largely from the opinion of the Supreme Court for the purpose of showing the rights of riparian owners.



Is the City a riparian owner?

Most of the land bordering upon the River Schuylkill in the City of Philadelphia belongs to private individuals, and only a small portion of it, especially on the east side, to the municipality.

Judge Thayer, in charging the jury in *Philadelphia vs. Collins*, affirmed, in 68 Pa. St. Rep. 116, says: "Every individual residing upon the banks of a stream has a right to the use of the water to drink, and for the ordinary uses of domestic life, and where large bodies of people live upon the banks of a stream as they do in large cities, a collective body of citizens has the same right, but of course in a greatly exaggerated degree.

"The City of Philadelphia would, therefore, have a perfect right to take as much water out of the Schuylkill River as was necessary for the use of every citizen in Philadelphia for drinking, and for the ordinary purposes of domestic use, but the City of Philadelphia has no right to draw off the water and use it as a propelling power, if by so doing they diminish the capacity of the navigation of the stream."

Judge Gibson, in *Mayor vs. the Commissioners of Spring Garden*, 7 Pa. St. Rep., 34, says: "The inhabitants of the districts might have lawfully dipped from the margin of the pool water enough for their several necessities, but instead of drawing it by hand or by horses they have combined their funds to produce a cheaper and better transportation. True, they have laid pipes in the pool, as they might have laid them in the bed of the river, had not the dam been erected."

In Haupt's Appeal, 125 Pa. St. Rep., 211, these opinions are approved by Chief Justice Paxson.

From these decisions it seems, therefore, that all citizens of Philadelphia, although located miles from the river front, must be treated as riparian owners, having, as a part of the body politic, a right to use the water for domestic purposes.

And whether a stream is navigable or unnavigable, if the water can be reached by a public highway, the public has a right to use the water for domestic purposes. Haupt's Appeal, 125 Pa. St. Rep., 211.

And it is equally clear that by judicial decision the right of citizens of Philadelphia to-day to a free and unrestricted use of water is confined to a use for domestic purposes, and does not include a right to use the water for business purposes.

In the case of the City of Philadelphia *vs.* Gilmartin, 71 Pa. St. Rep., 140, the question was over the use of water for water power as distinguished from use for domestic purposes, and on this point Judge Agnew says: "We have already seen that the City is a large vender of water from which it is deriving revenue for all the purposes of the arts, manufacturing, business and pleasure.

"These uses are not domestic. That is, such as are for the preservation of life and the health of the population and their creatures, but are simply utilitarian or business uses, and far exceed those needed for domestic purposes, and even as to those termed domestic, a distinction must be noted between the use proper and that which is lavishly expended in pavement washing, baths, etc.

"It is perfectly obvious, therefore, that the city drew off water, not only for driving and lifting power, but for consumption far beyond any imperious necessity, and for purposes wholly subordinate to the right of navigation." To the same effect in *Collins vs. City of Philadelphia*, 68 Pa., 106.

The next question is, "In what way, if any, have the rights of the citizens of Philadelphia to the use of water for purposes other than domestic been restricted by statute?"

This makes necessary an inquiry into the charter of the Schuylkill Navigation Company.

The charter power of the Schuylkill Navigation Company.

By the Act of March 8, 1815, P. L., 72, entitled "An Act to authorize the Governor to incorporate a company to make a lock navigation on the River Schuylkill," the President, Managers and Company of the Schuylkill Navigation Company were authorized to do two things:

First. To form, make, erect and set up any dams, locks or any other device whatsoever which they shall think most fit and convenient to make a complete slack water navigation from one end thereof to another, so as to make a safe and easy passage for loaded boats, arks and other vessels, up, as well as down said river, or by means of such collateral sluices and locks as they may devise for the purpose, and having constructed the same, to charge certain rates of toll from all persons having charge of any boat, ark or other vessel passing through any lock erected on said river or canal; and

Second. It was provided they shall have the privilege and be entitled to use the water power from the said river sluices or canals to propel such machinery as they may think proper

to erect on the land which they previously have purchased from the owner or owners, or may sell in fee simple, lease or rent, for one or more years the said water power to person or persons to be used in such manner and on such terms as they may think proper, provided it be so done that it shall not at any time impede or interrupt navigation, etc.”

The first power was to construct a slack-water navigation and to charge toll for the use of same, and the second was to use and sell water power from the river sluices or canals.

This last-named charter power received a construction in the case of *Mayor et al. vs. The Commissioners of Spring Garden, 7th Barr.*, 348.

It was in that case decided by Judge Gibson that the grant by the Legislature to the Schuylkill Navigation Company of the right to the water power did not pass a title to the corpus of the water, or prevent its use in the ordinary services of life, and although the Legislature had granted the privilege and title to all the water power of the river Schuylkill to said Company, and had made a subsequent grant to the districts of Spring Garden and Northern Liberties of the right to erect works and supply their inhabitants with water from the river, and such works were erected to be propelled by steam, such grants and the acts done thereunder were not in violation of the previous grant of water power.

In other words, the rights of the people to the use of water for the ordinary necessities of life are paramount to the grant of water power.

This water power grant to the Navigation Company was not, Judge Gibson decided, “a grant of the water for anything else than the propulsion of machinery.”

During the drought of the summer of 1869 the City of Philadelphia drew off the water, to supply the Fairmount Water Works, from the Schuylkill River, to such an extent that canal boats were detained for want of water to navigate, and Henry Collins and others, boatmen, sued the City for damages.

The case of *Collins vs. the City* is reported in 68th Pennsylvania State Reports, 106, and in that case the same right of the Navigation Company to water power was under consideration, and the Supreme Court decided that the Schuylkill Navigation Company by its charter could lease, etc., water power, provided the water be not drawn off so as to impede navigation, and it was held the City of Philadelphia

had no legal right under its contract with the Company to diminish the flow so as to impede navigation in the river.

The case of John Gilmartin and other boatmen detained in the summer of 1869 from the same cause is reported in 21 Smith, 140. It was there held, affirming City and Collins, that the right of the City to draw water for the purpose of manufacturing, etc., and for propelling power, is subordinate to the right of navigation.

It must, therefore, be considered as settled that the Schuylkill Navigation Company cannot make such a grant of water power under any form of contract to the City of Philadelphia as will enable the City to draw so much water from the Schuylkill River as will impede or impair the navigation of the river.

In pursuance of the power possessed by the Schuylkill Navigation Company to grant water power, the said Company made with the City of Philadelphia three several agreements, dated, respectively, June 3, 1819, July 20, 1820 and June 14, 1824.

All of these agreements relate to that portion of the river between Fairmount Dam and Flat Rock Dam.

All three of these agreements have been before the Supreme Court in the decisions above referred to, and it must now be taken as clearly settled that the only rights and powers obtained by the City from the Schuylkill Navigation Company by force of these contracts is a right to use the water in Fairmount Pool for water power in such a way as not to impede or impair navigation in the river.

The City having therefore,

First. The general rights of a riparian owner; and

Second. The qualified rights derived from the contract with the Navigation Company as above said, which rights are at all times restricted and limited by the agreements aforesaid, and the charter power of the Navigation Company.

The next inquiry is:

What other rights have been given the City of Philadelphia, by Acts of Assembly or otherwise, to use the water of the River Schuylkill?

The Act entitled "A further supplement to the Act consolidating the City of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of citizens of said City," approved the 11th day of April, 1866, P. L. 635, provides:

“SECTION 1. It shall be lawful for the City of Philadelphia to purchase and hold in fee simple, or for any less estate, any springs or streams of water, or any water power or privileges, or any lands, tenements or hereditaments to which any springs or streams of water, or any water powers may be appurtenant, situate or being wholly or in part in any one or more of the counties adjoining the City and county of Philadelphia, and to build, construct and erect thereupon water works, reservoirs, stores, lakes, ponds, etc., for the collection, purification and preservation of the water from such springs and streams, and to purchase and hold land, through and upon which to make, build, construct, dig and lay viaducts, aqueducts, canals, tanks and water-pipes and mains, and every other apparatus suitable for the constant conveyance of the water, etc.

“SECT. 2. That for the purpose of enabling the City of Philadelphia to carry out the measures authorized by this Act, it shall be lawful for the agents, officers, engineers and servants of said City to enter upon and take possession of the lands, tenements, water powers and privileges, mills and dams of private owners, after full compensation or security given, said security to be approved by the Court of Common Pleas of the counties in which said property is situated, and to construct thereupon and thereby such water works, reservoirs, stores, lakes, aqueducts, viaducts, water-pipes and mains, etc., and to dig, carry away and appropriate from other lands, under like conditions as aforesaid, the earth, clay, sand, gravel, rocks, stone, wood and other materials necessary for the construction of the aforesaid works, reservoirs, stores, lakes, viaducts, aqueducts, canals, water-pipes, and mains, and for the repair of the same from time to time as may be needed after their construction and completion as herein provided, and in the making, digging, building for and laying of said viaducts, over, under, or at grade, all creeks, rivers, streams of water, roads, streets and highways, and to do all things necessary for the purpose of fully carrying out the objects contemplated by this Act.”

Sections 3 and 4 provide the method by which damages may be assessed for the property so appropriated, etc.

By the Act of April 4, 1868, P. L., 721, it is provided that the Councils of the City of Philadelphia, whenever they shall need ground in the City of Philadelphia for reservoirs or other purposes connected with the supply of water, shall have the power, if they cannot agree with the owner or owners

thereof as to price, to appropriate the same by ordinance, paying the proper damages therefor.

By the Act of April 20, 1869, P. L., 1193, the rights, powers, and privileges conferred by the above Act were extended so as to embrace all lands, tenements and hereditaments situate or being wholly or in part in the City or County of Philadelphia.

The Act of May 25, 1887, P. L., 267, entitled "An Act to authorize cities and boroughs to condemn property and rights inside and outside of their limits for the purpose of obtaining and supplying water," provides:

"That any city or borough desiring to erect water works, or to improve its water supply, may, for such purpose, appropriate streams, known as rivers or creeks, land, easements and rights of way, whether within its territorial limits or not, and for the purpose of conducting water obtained outside of the territorial limits of any city or borough, may lay pipes across over and under any lands, rivers, streets, bridges, public highways and cross railroads.

Section 2 provides that in case the parties cannot agree upon a price, that the city or borough may appropriate the land, and provide the method of entering bonds and the ascertainment of damages, etc.

It will be seen from this review of the legislation relative to the powers of the City to appropriate water for the use of citizens, that her authority is very broad; but, broad as it is I am not able to see any way in which the City of Philadelphia can acquire a full and unrestricted use of the waters of the Schuylkill River so long as the Schuylkill Navigation Company asserts its charter rights in the river.

The purport of the proposed ordinance, however, is that the Schuylkill Water Company shall acquire the rights, powers and franchises of a navigation company, and after the same have been so acquired to lease to the City of Philadelphia the right to use the water from the Schuylkill River, the pools, dams, reservoirs, etc., now used by the Navigation Company, without any restrictions whatever.

This leads to an examination of the charter powers of the Schuylkill Water Company.

The Schuylkill Water Company was incorporated in September, 1839, under the provisions of the Act of the 29th of April, 1874, and its supplements "for the purpose of supplying water for the public at the City of Philadelphia, and to

persons, corporations, and partnerships, residing therein, and adjacent thereto, as may desire the same."

Section 2 of the act of the 29th of April, 1874, P. L., 73, authorized the formation of the company "for the supply of water to the public." Clause 2 of Section 34 of the same Act provided, "where such companies shall be incorporated for the supply of water they shall have power to provide, erect and maintain all works or machinery necessary or proper for raising or introducing into the town, borough, city or district where they may be located a sufficient supply of pure water, and for that purpose may provide, erect and maintain all proper buildings, cisterns, reservoirs, pipes, conduits, for the reception and conveyance of water, and they are authorized and empowered by themselves, their agents, engineers, and workmen, and with their carts, tools, wagons, beasts of draught or burden, to enter upon such lands, enclosures, streets, lanes, alleys, roads and highways and bridges, as may be necessary to occupy or to obtain materials for the construction of said work, or to occupy, ditch and lay pipes through the same, and the same from time to time to repair subject to such regulation in regard to streets, roads, lanes and highways as is provided in the foregoing section for gas companies, and for any injury done to private property the said company shall make compensation therefor in the manner provided in the Forty-first section of this Act."

Clause 3 of the same section provided "the right to have and enjoy the franchises and privileges of such corporation within the district or locality covered by its charter shall be an exclusive one, and no other company shall be incorporated for that purpose until the said corporation shall have from its earnings realized and divided among its stockholders during five years a dividend equal to 8 per cent per annum upon its capital stock," etc.

A company chartered under these provisions had authority to construct the works and lay the pipes necessary to convey pure water to supply the district where the company was located.

Then followed the act of May 16, 1889, P. L., 226, which enlarged the power to incorporate companies for "the supply of water to the public," and gave a power to incorporate for "the supply of water to the public, or the supply, storage, transportation of water and water power for commercial and manufacturing purposes."

The second section further amends the previous Acts, by providing "where such company shall be incorporated for the supply of water to the public or for the storing and transportation, or supply of water and water power for commercial and manufacturing purposes, they shall have power to provide, erect, and maintain all work and machinery necessary or proper for raising and introducing into a town, borough, city or district where they may be located, a sufficient supply of pure water or water and water power, and for that purpose may erect, provide, maintain all proper buildings, cisterns, reservoirs, conduits or pipes for the reception and conveyance of water or water power," and it shall have power to appropriate so much of the water from the river, creeks, canal, water rights and easements, within or without the limits of the city, borough or place in which the company may by its charter be located as may be necessary for the purposes, and all damage done thereby shall be ascertained, discovered and paid, as provided for in the Forty-first section of the Act of which this is a supplement, etc.

The important power added by the above amendment, so far as affects the present discussion, is a power "to appropriate so much of the water from the creeks, canal-water rights and easements, within or without the limits of the city, etc., as may be necessary for its purposes."

The Schuylkill Water Company filed in the Court of Common Pleas No. 4 of September Term, 1889, No. 764, a petition against the president, managers and company of the Schuylkill Navigation Company and the Philadelphia and Reading Railroad Company, lessees of the franchises and property of the said Navigation Company, for the appointment of viewers.

This petition sets forth the incorporation and powers of the Schuylkill Water Company, and says, in order to secure the necessary supply of pure water as provided in the Acts of Assembly, in that behalf enacted, it desires to appropriate the water, to wit: the rivers, creeks, canals, water rights and easements, dams, reservoirs aqueducts and locks, and lands, tenements appurtenant thereto, situate in the County of Philadelphia, State of Pennsylvania, and now in use, possession and enjoyment of the President, Managers and Company of the Schuylkill Navigation Company, as owners, and of the Philadelphia and Reading Railroad Company, as lessees, of the said franchises and property of the said President, Managers and Company of the Schuylkill Navigation Company, the owners

aforesaid, and which are more particularly described in the schedule annexed hereto, marked "A" and made part hereof, which have and deemed and are necessary for the corporate purposes of the petitioner.

The petition then avers that the Schuylkill Water Company has endeavored to amicably agree with the defendants upon the amount of damage which the defendants will suffer by reason of the appropriation of said property by the petitioners, but have been unable so to agree.

The petition further alleges that the petitioner has tendered to each of the defendants a bond conditioned as therein provided, which said bond has been accepted by each of the defendants respectively.

The petition then prays for the appointment of five discreet and disinterested freeholders of said county to meet upon the said premises to determine, in the manner directed by the Act of Assembly in such cases provided, what damages, if any, have been sustained by the defendants by the appropriation aforesaid.

So far as appears from the record, no jury has yet been appointed. Similar petitions, I have been informed, have been filed in several other counties on the line of the Schuylkill Navigation Company's property.

The power of the State to grant to the Schuylkill Navigation Company a right to obstruct the natural navigation of the Schuylkill river by the construction of dams and other works for the purpose of making an artificial navigation for public use, has never been doubted. *Shrunk vs. Schuylkill Navigation Company*, 14 S. & R., 80.

The power of the State to enable a corporation to take for public use the franchises and property of another corporation is not doubted. *Towanda Bridge*, 91, Pa. St., 216. *In re 22 St.*, 102, Pa. St., 108. *Com. vs. Pennsylvania Canal Co.*, 16 P. F. Smith, 41.

The Legislature has a right to authorize a corporation to take by the exercise of the right of eminent domain the property and franchises of the Schuylkill Navigation Company for a public use upon payment of damage done.

Whether the property, franchise and rights which the Schuylkill Water Company will acquire through the condemnation proceedings against the Schuylkill Navigation Company will be the property and the rights which it now proposes to lease to the City will be best known when the litigation between these corporations is at an end.

The ordinance which it is proposed to pass in the second section provides the Mayor of the said City shall not execute said lease until he first obtains the opinion of the City Solicitor that the lessors are the owners of the property they propose to lease, and have the power under their charter to lease the same.

Without here deciding or attempting to decide what property and rights the Schuylkill Water Company will acquire and possess at the end of the litigation now pending with the Schuylkill Navigation Company, I advise you that at the present time the ownership of the Schuylkill Water Company in the canals, water rights, easements, dams, reservoirs, aqueducts, locks, lands, and tenements appurtenant thereto, now held and used by the Schuylkill Navigation Company and its lessees, the Philadelphia and Reading Railroad Company, is not such a complete ownership as will justify the Mayor in executing the lease, for I am not satisfied that the title of the Schuylkill Water Company is so complete to all of the property which the petition alleges the Company has appropriated as to warrant the Mayor in the present stage of the condemnation proceedings to execute a lease of that property which it claims to have appropriated.

Yours very respectfully,

CHAS F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia March 28, 1890.

JOHN ECKSTEIN, ESQ.,

Clerk of Committee on Fire and Health.

DEAR SIR:—In reply to your letter enclosing copies of letters from Hon. Edwin H. Fitler, Mayor, to the Select and Common Councils of the City of Philadelphia, and from Hon. Wm. S. Stokley, Director of Public Safety, suggesting that four fire engines, the property of the City, should be presented to the borough of Johnstown, and also enclosing an ordinance entitled "An Ordinance to authorize the Mayor to present to the borough of Johnstown four old fire-engines, with the hose," and asking for my opinion as to the legality of said Ordinance, I answer as follows :

I do not think that the Councils of the City of Philadelphia have the power to give away or donate the property of the City to any person, or for any purpose, no matter how worthy the charity may be.

The Ordinance of June 5, 1877 (Ordinances '77, p. 151), provides:

“That whenever, in the judgment of the Mayor and the Commissioner of Markets and City Property, it is for the best interests of the City that property belonging to the municipality not in use by the City should be disposed of, they shall, by authority of this ordinance, be empowered from time to time to sell the same at public sale, and the Mayor is hereby authorized to execute the necessary deed or deeds, and attach thereto the corporate seal of the City. The proceeds of the sale to be paid into the Sinking Fund, as required by law: *Provided*, That all sales shall be confirmed by Councils.”

This ordinance may have been passed more especially to provide for the sale of real estate belonging to the City, but its language is broad enough to cover the disposal of personal property also.

But, aside from the consideration of this Ordinance, providing how the property of the municipality shall be disposed of, when not in use by the City, I am of the opinion that there is no general authority vested in Councils to donate either money or other property of the City to any persons or corporations.

I am, therefore, with considerable reluctance, obliged to state that I do not think the ordinance submitted is legal.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, April 21, 1890.

In re-Building line Brown and Howard.

SAMUEL L. SMEDLEY, Esq.,

Chief Engineer and Surveyor.

DEAR SIR:—In your communication of the 26th ult., you state that Mr. Frederick Henry is rebuilding upon his old foundation at the corner of Brown and Howard streets

(East of 23d), and that he refuses to employ the District Surveyor to mark out the line or lines thereof, as provided in Section 12 of an ordinance approved June 20, 1863, page 191, on the plea of the operation being a rebuilding, and you ask me to advise you whether an action to recover the penalty provided by said ordinance would be proper under the circumstances.

The ordinance you speak of provides *inter alia* "that if any person or persons shall *begin the foundation* or erect any building or buildings without first applying to and having the line or lines regulated and marked out by the Surveyor of the District, every owner or master builder shall severally forfeit and pay the sum of fifty dollars to be recovered in the same manner as penalties of like amount are now or hereafter may be by law recovered.

It seems that said ordinance does not apply to persons rebuilding upon the old foundation, and unless you can prove that the lines of the old wall are incorrect, or if the street has been widened, it would be injudicious to begin proceedings.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, April 29, 1890.

GEN. LOUIS WAGNER,

Director Department Public Works.

DEAR SIR:—In answer to Mr. Smedly's inquiry as to the right of the City to recover sewer assessments for a new sewer paralleling one laid under an agreement like that of which a form is enclosed to me with your letter, I would say that the terms of that form seem to be closely similar to those used in the case lately decided by Judge Arnold.

In my opinion, if you will add to the end of the agreement these words, or words conveying a similar sense, "and that he will pay the frontage charge appropriate to his property," I think the case can be met. I enclose you a copy of the opinion of Judge Arnold.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, May 3, 1890.

JOHN ECKSTEIN, ESQ.,

Secretary Finance Committee.

DEAR SIR:—I received your letter of the 30th ult., enclosing a communication from certain members of the Grand Army of the Republic, asking for an appropriation from Councils to defray expenses incident to the Memorial Day Services, and you ask my opinion as to the right of Councils to make the appropriation asked for.

I desire to say that, in my opinion, Councils, even for so worthy and patriotic a purpose, have no power to appropriate money of the City.

Yours very truly,

CHAS. F. WARWICK.

City Solicitor.

LAW DEPARTMENT.

Philadelphia, May 2, 1890.

HON. W. S. STOKLEY,

Director of Public Safety.

DEAR SIR:—I received your communication of the 29th ult., enclosing communications from Messrs. H. Winsor & Company, dated April 23d and 28th, relative to an alleged nuisance at the foot of Pine street, by the Philadelphia Sanitary & Dredging Company, and in answer beg leave to say that the Philadelphia Sanitary Excavating and Dredging Company is chartered, I presume, for a legal purpose, and with the intention of carrying out their business Pine street wharf has been leased, and it is alleged that they are guilty of nuisance, public and private, in that they load barges with street sweepings, ashes, garbage, and old building materials etc.

I see by the letters enclosed in your communication that Messrs. H. Winsor & Company, occupants of the adjoining dock, are complainants in this matter.

As to street sweepings, this may be a public nuisance, and if so, the Board of Health can abate it, or the Police Department can sue out a warrant, or any private citizen can so act.

So far as complaint is concerned regarding the loading of ashes, I fear this cannot be a public nuisance; but if the wind carries the ashes over into the wharf and vessels of the Steamship Company, the Dredging Company, at the instance of the parties injured, can be enjoined in a court of equity, or an action at law can be instituted to recover damages.

So far as the garbage is concerned, if it be a public nuisance, complaint should be made to the Board of Health, or a warrant issued out. The dumping in hot weather in this spot would, I think, be a public nuisance, in that it would be injurious and dangerous to public health.

So far as old building materials are concerned, I do not see how this phase of the case could be construed into a public nuisance. If it be, however, an annoyance to adjoining owners, they have their remedy at law or in equity, as I have stated above in relation to ashes.

Very truly yours,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, May 13, 1890.

HON. WM. S. STOKLEY,

Director of Public Safety.

DEAR SIR :—I have carefully considered the matter of the proposed resolution of the Board of Health, requiring undertakers to enter a bond to the amount of \$500.00, conditioned to comply with the rules of the Board.

I have not been able to find any authority for such action. Probably nothing short of an Act of Assembly could give the Board this power.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 4, 1890.

In re Sidewalks suburban Property.

GEN. LOUIS WAGNER,

Director of Public Works.

DEAR SIR:—I received yesterday yours of 2d instant, stating that the Bureau of Highways reports that Mr. McDonald has been directed to repair the footwalks on Rittenhouse street, east of Wissahickon avenue, and that he reports that, as the property is assessed at suburban rates, he will be unable to collect his bills in case the work is done by him, and asking me to advise you whether properties assessed at less than full city rates can be liened for grading and paving, or repairing sidewalks, and if they cannot what remedy the City has when sidewalks get so out of repair that they become dangerous to public travel.

Your question is much more comprehensive than that submitted by the Highway Bureau. I will endeavor to answer both.

Under the law, the first cost of street paving is payable by the property owner in front of whose ground the pavement is laid. The roadway between the curbs must be graded by the City. From the earliest times the duty of making the sidewalks and curbing and paving it has been put on the property owner. As to the roadway paving, the obligations of the property owner is discharged when he has paid for the first paving. *Hammett vs. Phila.*, 15 Smith, p. 146.

Any alteration in the kind of pavement or any repair of the original pavement must be done by the City. As to sidewalks, however, the law is different. As far back as 1736, an ordinance can be found compelling property owners to pitch and pave in front of their lots under a penalty of having it done at their expense by the corporation. On the 18th of February, 1769, an Act was passed requiring the property owner to pave, amend and repair the foot pavement in front of his lot at his own expense, etc.

The same power was given to Councils in the Act of incorporation of 1789, and again in section 5 in the Act of March 25, 1805. The Act of 10th April, 1826, section 2, provides that the City Commissioners shall have power to pave and curb, and as often as may be necessary to repair footways, and collect the cost with twenty per cent. penalty from the property owner.

In 1838 (Act of 16th April), Councils were empowered at the expense of the owners of adjacent properties "to regulate, grade, pave, and repave curb and recurb, etc.," the said footways and sidewalks.

The act of 16th April, 1840, provides that the commissioners of the incorporated districts and townships within the county of Philadelphia may file liens for curbing, paving and repaving any footway within the same.

The consolidation Act of February, 1854, likewise provides "that it may be prescribed by ordinance that paving of streets, except at the intersections thereof, and of footways, etc., within the limits of the City, shall be done at the expense of the owners of the ground in front whereof such work shall be done, and liens may be filed, etc."

In pursuance of the powers thus given to Councils, the following ordinances have been passed: Ordinances February 26, 1852, May 3, 1855, April 20, 1874, and June 7, 1882.

In all of them the cost of paving and repaving and repairing is put on the property owner.

This power of the City to compel property owners to grade and pave footways was upheld by the Supreme Court in *Johnson and Freeman's appeal*, 75 Pa., 96. The later case of *Wistar vs. Philadelphia*, 80 Pa., 505, may seem to be a restriction of the City's power, but it does not go to the extent of holding that the City cannot compel a property owner to repair a sidewalk out of order and dangerous to pedestrians.

Very many cases, no doubt, arise where, during the time allowed an owner to make repairs, accidents happen for which the City may be held liable. To guard against such risks, further legislation may be necessary by Councils, legislation either reducing the time allowed, or permitting your department to rope off a dangerous sidewalk until the repairs be made.

The defence of rural property is a defence to a paving bill, because the Supreme Court has held that to charge rural

properties with the cost of roadway paving is to impose a local assessment for a general public benefit, and is therefore unconstitutional.

The earliest case on this subject is *Washington avenue*, 69 Pa., 352, which has been followed and affirmed in numerous decisions of the Supreme Court since. None of the cases go so far as to hold that merely because property is rural it cannot be made to bear any of the burden of roadway paving. The principle is well expressed in the case of *Scranton vs. Penna. Coal Co.*, 105 Pa., 449, where the Supreme Court said: "It is the vicious principle of compelling certain farm lands, to the exclusion of others, to pay for an improvement which, to them, as farm lands, is of no more benefit than to the general public, that has met with the reprobation of this court; the singling out from a community certain persons and compelling them to shoulder a burden which should be borne equally by all the taxables of the municipality the imposition upon one man of the cost of a public improvement, and that merely on the ground of the accident of proximity."

The reasoning upon which these cases were decided does not, in my opinion, apply to the case of the repairing of a sidewalk. As to the footway, the duty of making it and o. maintaining it in good order is put on the property owner. It is kept up not merely as a public improvement, but as a special local benefit to the property abutting on it.

If, then, the sidewalk in question is out of repair and all that the City has done is to require the adjoining property owner to put it in repair, I am of opinion that the fact that the property is assessed at suburban rates will constitute no defence to the lien filed to recover the cost of the repairing. It must be borne in mind, however, that the City has no right to require a property owner to take up a good sidewalk pavement and put down another and different one. (*Wistar vs. Phila.*, 80 Pa., 505, and 111 Pa., 604.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 5, 1890.

THOMAS L. HICKS, ESQ.,

Chairman of Committee on Surveys.

DEAR SIR:—I beg to acknowledge the receipt of yours of 2d inst., enclosing the draft of a proposed ordinance, entitled “An Ordinance to authorize and regulate the placing upon the Plans of the City of certain streets of thirty feet in width, which were physically opened and wholly or partially built upon previous to the passage of this ordinance, or the Act of Assembly approved April 21, 1855, fixing the width of streets at not less than twenty-five feet,” and asking me to advise you whether the proposed ordinance is inconsistent with the Acts of Assembly of April 21, 1855, and June 6, 1871.

In answer thereto I beg to say :

The Act of 1855 was an Act to regulate building, and the Act of 1871 relates to placing streets on the City Plan. There is nothing in the proposed ordinance to conflict with the Act of 1871, nor inconsistent with the Act of 1855.

Prior to 1855, many small streets had been laid out and built on. This is matter of history, and is recognized in the Act of 1855. That Act, in Section 6, provides :

“No new dwelling house or other building within said City shall front upon any street, alley, or court which shall be of less width than twenty feet, or without being made to recede so that such street, alley or court shall be of that width, the buildings on each side equally receding; the damages for which widening shall be assessed and paid to the owner in manner provided by law in case of opening new streets. Every new dwelling-house shall also have an open space attached to it in the rear or at the side, equal to at least twelve feet square; and no building of any kind shall be permitted to be erected on any street, court, or alley hereafter to be laid out, or if laid out and wholly unimproved by brick or stone buildings before the passage of this Act, of a less width than twenty-five feet; and every builder or owner who shall hereafter build otherwise than as aforesaid shall pay to the said city one hundred dollars, to be recovered with costs as debts of that amount may by law be recovered, and shall also be restrained by injunction from so building; or, if having so built after the

passage of this Act, from the continuance of such building contrary to the requirements of this Act, and shall pay all the expenses of such alterations which the court may decree to be made. It shall be the duty of the Commissioners of Highways to give notice to the City Solicitor of all violations of this act, and if the building be made to conform thereto on notice, without suit, one-half the fine shall be abated."

You will see that, as to streets already laid out and improved by any brick or stone dwellings at the time of the passage of the Act, the Act prohibits building over a twenty-foot line; while as to streets newly laid out and "wholly unimproved by brick or stone buildings," and as to streets thereafter to be laid out, the Act provides that the buildings shall not encroach over a twenty-five-foot line.

You will notice that the Act says: "No new dwelling-house * * * shall *front* upon any street, alley or court, which shall be of a less width than twenty feet, etc."

This particular sentence in the Act has been the subject of frequent judicial interpretation.

In *Shultz vs. Doak*, 1 Phila., 151, Judge Allison restrained a builder who attempted to construct tenements on a narrow court by styling them back buildings, holding that the tenements were in violation of the Act, because they did not recede so as to leave an open court in their front of twenty-five feet. This was in 1861.

In the matter of Perry's Court, Leg. Int'r, 1873, p. 116, Judge Allison again upheld the Act. A property owner at the corner of South street and Perry's court, built a building on South street with Perry's court on the side. He receded so as to make his side-wall ten feet from the middle of the court. The court sustained his right to damages for such forced recession.

In *City vs. Michener*, reported same volume and page, Judge Brewster, three weeks after Judge Allison's opinion was delivered, gave the same interpretation to the Act. Mr. Michener started to build at the corner of Arch street and Chancery lane. His building fronted on Arch street. Chancery lane was eighteen feet wide. The court held that he must recede so as to widen Chancery lane to twenty feet.

These three decisions were, of course, rendered by the Court of Common Pleas.

In the same year, the Guarantee Trust and Safe Deposit Company began the construction of their new building at the

corner of Chestnut street and Carpenters' court. The City endeavored to compel the company to narrow their front on Chestnut street so as to widen Carpenters' court to twenty feet in width. The case went to the Supreme Court. Eli K. Price, Esq., as the friend of the Act and of the court, wrote a letter in which he called attention to the fact that the decisions of the Courts of Common Pleas, if applied, would do away with alleys of less than twenty feet, and he claimed that the Act was only intended to apply to the street on which a building fronted, using that term as it is ordinarily used, and limiting the front to one side. The Supreme Court adopted that thought. No opinion was filed. The court refused the injunction. (See 30 Leg. Int'r, p. 240).

In 1874, the same point came before the District Court. A builder was constructing a warehouse fronting on a street of ample width, but having a ten-foot alley on its side. The court applied the Guarantee Trust Co.'s decision, and held that the Act did not govern the case.

The result of these last two decisions is that in the middle of the block, property owners who fronted on the narrow street are compelled to recede, while at the ends of the narrow street the lots fronting on the street running at right angles thereto are built on up to the old line. The money paid by the City in damages in the middle of the square does not result in securing highways of the width contemplated by the Act of 1855.

If the several narrow streets were plotted of the width named in the Act of 1855, the owners thereon would be compelled to recede to the plotted lines without regard to whether the narrow street was on the front or on the side of the building proposed to be erected on the lot. The Act of 1855 costs the City a considerable sum annually, and the good results accomplished are small as compared with the intent of the Act. To plot all the small streets in the City of twenty or twenty-five feet in width would, of course, increase this outlay, but it would in the course of a decade or two result in widening the narrow streets from end to end. The question is one of cost in each particular case, and it is for Councils or your committee to decide whether it be advisable to plot the street under consideration of the width you find it, or of the width named in the Act of 1855. I have quoted the law for your guidance.

I need not add that no action of Councils can affect the power of the Board of Surveyors under the Act of 1871.

That Act provides that no street can be placed on the Plan unless it extends "from street to street as a thoroughfare."

The ordinance in its present shape appears to me to need some change. I will be glad to go over it with you, if you will call.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 9, 1890.

HON. WM. STOKLEY,

Director, Department, Public Safety.

DEAR SIR:—In answer to the matter you submitted to me a few days since for an opinion, in relation to certain changes that were made in the construction of the Fire and Patrol Station on Bainbridge street, during the course of its building, I have only to say that I see no reason, inasmuch as there was no increase in the cost, and merely a change in the plan, why there should be any question in the matter of the countersigning of the warrant.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 13, 1890.

THOMAS L. HICKS, Esq.,

Chairman of Committee on Surveys.

DEAR SIR:—I am in receipt of your communication asking me for my opinion "regarding the effect of an opinion rendered within a short time by Judge Arnold, as to the liability of property owners in the matter of paying assessment bills issued to a contractor for constructing a public sewer in front of a property where, some time before the construction of

the public sewer, the property owner had caused to be constructed at her expense a private sewer or drain by and with the consent of the Bureau of Surveys."

The decision referred to by you is "The City of Philadelphia to use of John Noonan, *vs.* Julia K. Verner, 47 Leg. Int'r, 166." The facts were these: The property owner applied to the Survey Department in 1882 for permission to construct a sewer or drain of less diameter than three feet on Spring Garden Street, east of Thirty-sixth street. This application was made under the Ordinance of Councils of May 12, 1866, Section 8 (Ordinances, page 145). The said section is as follows:

"That in all cases where parties are desirous of constructing a sewer of less diameter than three feet in a public highway at their own expense, application therefore must be made to the Board of Surveyors, who, if approving, shall determine the size and material of said sewer, and grant authority for its construction, subject to the approval of the Committee on Surveys and Regulations: *Provided*, The party so applying shall enter into an agreement that the said sewer shall be built in accordance with specifications prepared at the Department of Surveys, and also in conformity with lines and levels to be given by the surveyor and regulator of the district, and shall be constructed under the directions as specified in ordinance approved June 20, 1863, entitled "An Ordinance reorganizing the Department of Surveys," after the completion of which it shall be the duty of said surveyor and regulator to prepare a plan of said sewer and file the same in the Department of Surveys, as specified in Section 2 of this ordinance, and in all cases where a sewer or drain has been so constructed and the plan thereof, with its cost, has been filed in the Department of Surveys, no permit shall be granted by the Highway Department for a connection therewith to any party, unless he shall exhibit a receipt, showing that he has contributed to the expense of its construction, which prohibition shall be null and void after the lapse of ten years from the date of filing the plan and cost in the Department of Surveys."

"The effect of this Ordinance," says Judge Arnold in the opinion, "is to make a sewer constructed at private expense a public sewer, so far as to relieve the property owner from

liability to pay for a parallel sewer in the same street ; because the Department of Surveys must determine the size of it (which must be under three feet), and the material to be used in its construction. It must be built in accordance with specifications prepared by the Department of Surveys ; it must be in conformity with line and levels given by the Surveyor and Regulator of the District, and it shall be constructed under the directions specified by the Ordinance of City Councils. When completed it must be placed on the City Plans, and no person shall be permitted to use it, unless he has contributed to the expense of its construction. This means, we suppose, a proportionate part of the cost according to the frontage. These are the elements which constitute a public sewer."

Judge Arnold points out that the Survey Bureau has all the power in the matter. It may refuse to sanction the building of the sewer, it may fix the size, designate the materials, and revise, alter or amend the specifications. The Bureau has the same power over the building of these sewers which are to be paid for in the first instance by the property owners, that it has over sewers to be built by the City under contract.

The effect of the opinion is to decide that these sewers constructed with the approval of the Board of Surveys and in accordance with specifications prepared at the Bureau of Surveys are public sewers, and the payment by the property owner of the cost thereof relieves him from having to pay for any other parallel sewer constructed by the City.

You further ask me to advise your Committee, "as to the best course for them to pursue in the matter of approving these private sewer bills, so as to grant relief to the owners of property and at the same time protect the interests of the City in such a manner as will compel the owners of the property to meet the assessment bills when it shall become necessary to construct a public sewer in front of a property in front of which a sewer or drain may have been constructed at private expense.

This is a difficult question. The end sought might be reached by amending the 8th Section of the Ordinance of May 12, 1866, so as to provide that in each case the applicant shall sign an agreement that the permission granted him is recognized by him to be merely a license from the City to construct a temporary drain for his own uses, and that when the City shall in the course of time, or in the extension of her

sewerage system, build a public sewer along the street and between the limits where he desires to construct a private drain, that he will not and shall not avail himself of the permission granted under the said section as a defence to the City's claim for frontage for a public sewer.

There is but one other course which I can suggest, and that is, whenever a citizen applies for permission to build a private sewer to refuse it, but to at once construct for him a public sewer. This would avoid any difficulty as to the collection of assessment bills, and besides would give the City the benefit which I presume is derived from the building of sewers of less diameter than three feet at the price of \$3.00 per linear foot. I presume a scarcity of funds stands in the way of adopting this course in most cases.

I have examined the draft of proposed ordinance attached to your communication. I cannot see how Section 2 of it is in any wise a solution of the present difficulty. It is not nearly so comprehensive as Section 8 of the Ordinance of 1866.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 17, 1890.

JOHN ECKSTEIN, ESQ.,

Clerk of Common Council.

DEAR SIR:—In answer to your communication of April 25, I respectfully refer you to my opinion, (copy of which is herewith enclosed) dated December 1, 1887, and in addition I refer you to the Act of 8th May, A. D. 1889, entitled "An Act to amend an Act entitled 'An Act to provide for the incorporation and regulations of certain corporations,' approved, etc."

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 17, 1890.

THOS. M. HAMMETT, ESQ.,

Chairman.

DEAR SIR:—In answer to your letter stating that there is now before the Committee on Railroads “a bill granting to the Germantown Passenger Railway Company the privilege to extend its double tracks on Germantown and Perkiomen Turnpike to Wissahickon avenue,” and inquiring whether said Company has the right under their charter to extend their road (with the consent of Councils) to said Wissahickon avenue, I would say that the seventh section of an Act approved April 21, 1858 (P. L., 497), and entitled “An Act to incorporate the Germantown Passenger Railway Company,” provides as follows:

SECTION 7. That the said corporation may and shall lay down, construct and complete a passenger railway, with single or double tracks on all or any part of the Germantown turnpike road within the City of Philadelphia, with such branches as may be necessary to connect them with any other railway or railways within the said City, and to procure the cars, carriages, and other appliances required for the objects and purposes of this act, and erect or procure the necessary offices, depots, station houses, work shops, stables, and such other buildings as may be required for the economical and convenient transaction of their business and the accommodation of their passengers: *Provided*, That the gauge of the said railway shall be five feet and two inches, and the form of the rails laid down shall be approved by the City Councils or by their officers: *Provided always*, That no work shall be commenced upon the line of the said railway until an agreement authorizing the Company hereby created to construct and lay down their said road upon the bed of the Germantown turnpike shall have been made and executed by and between the Germantown and Perkiomen turnpike road company and the said passenger railway company, upon such terms and conditions and with such restrictions as may be agreed on by the said parties, who are hereby respectively authorized to make and enter into such an agreement not until the Select and Common Councils of the City of Philadelphia shall have passed

an Act permitting and allowing the construction of the said road; the said agreement to be acknowledged and recorded in the office for recording deeds, etc., in the City of Philadelphia, as deeds are by the present laws required to be acknowledged and recorded: *And provided further*, That the consideration to be paid to the said the Germantown and Perkiomen turnpike road company for the use of their road, if any, may be paid either in cash or by the issue of such a number of shares of stock as may be required; which shares, so issued by the Company, shall be upon the same footing with other shares of stock, and entitle the holders thereof to all the privileges of other stockholders."

In my opinion, this gives to the Germantown Passenger Railway Company the right to lay down double tracks on the Germantown turnpike road within the limits of the City of Philadelphia.

Yours very truly,

CHAS. F. WARWICK.

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 17, 1890.

JOSEPH H. PAIST, ESQ.,

Clerk of Select Council.

DEAR SIR:—I am in receipt of your communication in reference to the draft of an ordinance entitled "An Ordinance to extend the tracks of the Frankford and Southwark Passenger Railway Company from present terminus, at Frankford avenue and Arrott street, to Frankford avenue and Bridge street," which reads as follows:

"That permission be, and the same is, hereby given to the Frankford and Southwark Passenger Railway Company to extend its tracks on Frankford avenue from the present terminus, Frankford avenue and Arrot street, to Frankford avenue and Bridge street. The work to be done under the supervision and to the satisfaction of the Department of Public Works, and the sum of fifty (50) dollars to be first paid into

the City Treasury by the said Frankford and Southwark Passenger Railway Company, to pay for the printing of this ordinance."

You ask my opinion "as to whether said Company's charter authorizes it to lay tracks on Frankford avenue, between the points named in the bill; also as to whether any other railway company has the chartered right to the occupancy of that portion of the avenue, and also as to the authority of Councils to give to the said Frankford and Southwark Passenger Railway Company the lawful privilege to lay tracks on the portion of Frankford avenue mentioned."

In answer, I would say that I have carefully examined the Acts of Assembly which give to the Frankford and Southwark Passenger Railway Company the right to lay tracks on the streets of the City of Philadelphia, which are as follows:

- Act of April 9, 1858, P. L., 237.
- Act of May 16, 1861, P. L., 698.
- Act of March 4, 1863, P. L., 107.
- Act of April 17, 1866, P. L., 1011.
- Act of Feb. 14, 1868, P. L., 146.
- Act of October 3, 1870-71. P. L., 1553.
- Act of May 27, 1871, P. L., 1251.
- Act of April 3, 1873-74, P. L., 345,

and also the Act of April 4, 1854, incorporating the Philadelphia and Delaware River Railroad Company, and I can find no express authority given to the Frankford and Southwark Passenger Railway Company to lay tracks for a passenger railway on Frankford avenue from the present terminus Frankford avenue and Arrott Street, to Frankford avenue and Bridge street.

In answer to the other questions contained in your letter, I have only to say that Councils have no power to grant the permission required unless the Company has authority under its original charter or by later Act of Assembly.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June, 18, 1890.

CHRISTIAN K. ROSS, ESQ.,
Master Warden.

DEAR SIR:—In answer to your question, “Has the City the right to construct a sewer or to place anything in the nature of a wharf in the rivers between the Old Bulkhead line, and the line known as the arbitrary low water line established in 1868, without a license from the Board of Wardens?” I am of the opinion that the City has not the right to do so without first obtaining a license from the Board of Wardens.

In answer to your second question, “Has any individual or corporation the right to make any changes between the points above designated without first securing a license from the Board of Wardens?” I reply that the Act of 1864 (P. L., 906) has given the Board of Wardens full jurisdiction over this matter, and that no individual or corporation has the right to make any changes between the points designated without securing a license.

Yours very truly,
CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 23, 1890.

JOHN BARDSLEY, ESQ.,
City Treasurer.

DEAR SIR:—In answer to your communication of April 2, in relation to the West Philadelphia Bank as a depository of City money, I have only to say that I think the matter is a question that should be submitted to Councils. They having designated a State Bank, and the charter of that bank having expired, I am sure if these facts were submitted, there would be no reason why a National Bank could not be designated as one of the depositories of City money.

It is a matter entirely for Councils rather than a question of law for me.

Yours very truly,
CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 20, 1890.

GEORGE W. KOCHERSPERGER, ESQ.,

Clerk of Committee Common Council.

DEAR SIR:—I am in receipt of your letter of the 29th ult., in which you ask my opinion as to whether Councils have the power to pass a bill reading as follows:

AN ORDINANCE

SECTION 1. *The Select and Common Councils of the City of Philadelphia do ordain*, That in any city or county office, commission or department of Philadelphia, containing positions of honor, trust or profit, where one of the applicant's race or color is not serving under each of the forms of service practiced by other citizens there serving, the appointing power or appointing powers shall not refuse by act or otherwise to appoint some one of the applicant's race or color to that form of service wherein one of the applicant's race or color is not serving at the occurrence of the first vacancy, subject to the condition by which the most favored one in that form of service shall have been legally appointed.

SECT. 2. The acts growing out of the appointment of a citizen appointed in violation of this ordinance shall not be binding upon the City or County of Philadelphia, nor shall any money as a salary be paid from the City Treasury to any appointing power or appointing powers violating this ordinance until the requirements of this ordinance shall have been complied with by the appointing power or appointing powers so violating."

You also ask whether Councils can pass such a bill affecting county offices. I reply as follows: The subject matter of said bill or ordinance, so far as appointments to municipal offices are concerned, has been fully provided for under the Act of June 1, 1885, and Councils have no authority to pass an ordinance such as the one proposed.

In answer to your second question, I am of the opinion that Councils cannot pass such an ordinance affecting a county office.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, June 30, 1890.

JOHN ECKSTEIN, ESQ.,

Clerk of Common Councils.

DEAR SIR:—I acknowledge the receipt of your communication enclosing the following resolution :

RESOLUTION

Of request to the City Solicitor for information relative to the disposition of the moneys obtained from the sale of useless school buildings.

WHEREAS, A recent examination of the public schools of the City by the Committee on Municipal Government develops the fact that, by the removal of population, the cutting off of sections by railroad lines, the proximity of large manufacturing establishments, the improvement in modern sanitary arrangements, rendering older buildings undesirable and unpopular, or from other depressing influences, a large number of school buildings in various sections of the City are comparatively empty, and it is desirable that they be removed to other localities and reconstructed on better principles.

Resolved, by the Select and Common Councils of the City of Philadelphia, That the City Solicitor be requested to inform these bodies whether the Act of April, 1855, requiring that for the security of the public creditors, the proceeds of sale of useless City property should be paid into the Sinking Fund towards the payment of the public debt, would prevent the City Councils from authorizing the Mayor or Board of Public Education to sell such properties: *Provided*, the proceeds are invested in other school buildings elsewhere.

An answer to the above resolution can be best made by referring to the various Acts of Assembly relating to school property. In 1845, by Act of April 16th (P. L., 502), the Board of Controllers of Public Schools was made a body politic and corporate. This corporation was to have the power to take and hold real estate in fee simple or for any less

estate, or to sell the same to make conveyance free from all trusts. The legal title of all property at that time held by the County Commissioners, or by any other person or persons in trust for the use of the old Board of Controllers, was vested in a corporation thereby created fully and in fee simple or for any less estate, as the case might be, and the trustees were directed to execute conveyances to the corporation in pursuance thereto. This Act, so far as it affected property held in trust for school purposes, accomplished merely the substitution of the corporation called the Board of Controllers as trustees for the original trustees of this property. In other words, the fact that the corporation was given a fee simple title to trust property meant that the corporation was to be the trustees and could not have meant that the trusts themselves were to be abolished. Then comes the Act of Consolidation of February 2, 1854 (P. L., 21). This Act reorganized the Board of Controllers, and provided, Section 23, as follows :

“Immediately upon the organization of the said Board of Controllers, all property real and personal, all trust and trust funds, and all estate, rights, privileges and immunities whatsoever, that are or shall be by law or otherwise vested in, owned, possessed or enjoyed by, or that in anywise appertain to the corporation created by the Act of Assembly passed April sixteenth, Anno Domini, one thousand eight hundred and forty-five, entitled “An Act relating to the Controllers of the Public Schools of the City and County of Philadelphia, subject to all the trusts, conditions and liabilities now legally applicable thereto, and all sums of money due, payable to or received by the Board of Controllers, shall be paid into the City Treasury, and all sums expended by or for the purposes of the Board of Controllers, shall be paid by the City Treasurer, upon orders drawn under appropriations regularly made by Councils.

The City of Philadelphia by this Act obtains all the title to school property that the former corporation of Controllers possessed, and subject to all the trusts, conditions, and liabilities legally applicable thereto at that time. All moneys due, payable or received by the new Board of Controllers are to be paid into the City Treasury, and expenditures are to be met upon orders drawn under appropriations regularly made by Councils. But the City of Philadelphia was thus made

a trustee for all property originally held in trust for the use of the old Board of Controllers, and when any of the property belonging to such trust was sold, the proceeds were necessarily to be invested in other school property in order to preserve the trusts. The proceeds of the sale of all other property held originally by the Controllers in fee simple purchased by appropriations made by the City itself, or paid for under the old law, by taxation for that purpose, would, under this Act of Consolidation, go directly into the City Treasury, and under the City Ordinance of January 25, 1855, page 32, would be placed to the Sinking Fund account for the payment of the City's debt.

The question turns, therefore, upon the manner in which any specific piece of school property was acquired. Trust property continues to be trust property for the purpose for which the trust was made, and the fact that the City is the trustee makes no difference. Property that has been paid for by taxation for school purposes is not trust property, but City property, quite as much as any that has been purchased by definite appropriation, and the proceeds of the sale of the latter are all that can be paid into the City Treasury to be used indiscriminately for the payment of the City's debt, or to meet any of the City's current expenses.

Concerning the Ordinance of 1855, above mentioned, it is only necessary to say that this could only apply to other than trust property, and whether the proceeds of the sale of other than trust property go into the Sinking Fund or not, they must go into the treasury, and can only be used as any other money, viz.: by regular appropriations.

Should any of this kind of property, (*i. e.*, property not originally held in trust for school purposes) be sold, there is nothing to prevent Councils from directing that it be reinvested in schools, since an ordinance made by Councils can be repealed by a subsequent ordinance, and this subsequent ordinance would be in the form of an appropriation.

It would seem, therefore, that the proceeds of the sale of trust property must be reinvested in schools, and the proceeds of the sale of other property may be so reinvested should Councils repeal a former ordinance by a direction to that effect.

Your resolution speaks of an Act of April, 1855. Upon

an examination of the Pamphlet Laws, I have been unable to find such an Act, but only the ordinance of January 25, 1855, quoted above.

Respectfully yours,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT

Philadelphia, July 10, 1890.

In re pipe on Young street.

GEN. LEWIS WAGNER,

Director of Public Works.

DEAR SIR:—I beg to acknowledge the receipt of yours of the 30th ult., referring to the mandamus proceedings in Commonwealth *ex re* Young *vs.* Wagner, and asking me whether, in view of the facts set out in the petition in said proceedings, and in an affidavit filed with you, you will be justified in ordering water-pipe to be laid in front of Mr. Young's houses.

Mr. Young has laid out a private street, which he calls Young street, which extends southward from Wolf street at a distance of 115 feet west of South street. This private street does not extend from one highway of the City to another, but only over the land of Mr. Young. It is not on the City Plan, nor under the Act of June 6, 1871, Section 3, P. L., 1853, can it be. This view is in accordance with the opinion I gave on July 26, 1884, *in re* Esher street, and with Section 1 of the ordinance of April 8, 1890.

I am of opinion that the affidavit filed with you does not justify you in ordering pipe to be laid in this private street. The property owner can, if his view be correct, obtain redress in the mandamus proceedings begun by him, or he can apply to Councils to have Young street plotted from Wolf street to Ritner street. This, if done, will make it a public street, and all difficulty will be removed.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, July 31, 1890.

WM. J. GILLINGHAM, ESQ.,

President Board of Building Inspectors.

DEAR SIR:—I have your favor of the 29th inst., in regard to the issuing of permits for the erection of certain buildings on Heck street, in the Sixteenth Ward. From the facts before me, I see no reason why the said permits should not be issued, providing the builder or property owner so recedes as to make the width of the court at least 25 feet, as provided by law.

Yours very truly,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, Aug. 13, 1890.

W. J. RONEY, ESQ.,

Chief Clerk Receiver of Taxes' Office.

DEAR SIR:—I am in receipt of your favor of the 12th inst., inquiring whether or not the employees of the Departments under the city government are permitted to go to conventions as delegates.

In answer, I would say that the Act of June 1, 1885, Article 15, provides: "That no officer or employee of any department, trust or commission, or employee of any contractor under any such department, trust or commission, shall be a member of or delegate to any political convention, nor shall he be present at any such convention except in the performance of duty relating to his position as such officer or employee, and any violation of these provisions shall work a forfeiture of his position, and it shall be the duty of the department to dismiss him from office, and enter upon their record the cause of such dismissal."

I am very truly yours,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, Sept. 15, 1890.

EDWARD W. PATTON, ESQ.,

Chairman of Committee on City Property.

DEAR SIR:—In answer to your communication of the 13th instant, asking me whether or not the provision in the Bullitt Bill reading: "No officers or employee of any department, trust or commission shall be a member of or delegate to any political convention," applies to a member of Council, I reply that in my opinion it does not. A member of Councils is neither an officer nor an employee of any department, trust or commission.

Yours very respectfully,

CHAS. F. WARWICK.

City Solicitor.

LAW DEPARTMENT.

Philadelphia, Sept. 16, 1890.

MR. JOSEPH H. PAIST,

Clerk of Select Council.

DEAR SIR:—In answer to your communication of July 15, in relation to an ordinance providing for the laying of water-pipe on Wyndmoor and Willow Grove Avenues, from Stenton to Ardmore Avenues, in Montgomery County, I beg leave to say that the Act of April 10, 1873, authorizes the City of Philadelphia to furnish water from the water-works lately belonging to the Chestnut Hill Water Company to any of the residents of the township of Springfield, in the County of Montgomery.

I have carefully considered the fact submitted to me in relation to the matter, and I am of opinion that the safest course for the City to pursue in this matter would be not to lay the pipe on said Avenues under said Act until the individual owners on both sides of the Avenues enter into an agreement or contract to pay the rates fixed by the City.

The question of the dedication of the streets, and the fact that the property is rural, may be used as a defence against the payment of the City's charges by those residents who oppose the laying of the pipe.

Yours very respectfully,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, Sept. 16, 1890.

In re charges for connections, Sixth street, between Girard avenue, and Thompson street.

GENERAL LOUIS WAGNER,

Director of Department of Public Works.

DEAR SIR:—In answer to your communication of the 29th ult., in relation to charges for connections on Sixth street between Girard avenue and Thompson street, I have only to say that I think it would be advisable to withhold permission to make repairs until the parties owning the properties make payment of the expense of laying the pipe.

Yours very respectfully,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, Sept. 30, 1890.

THOMAS M. HAMMETT, ESQ.,

Chairman Committee on Railroad.

DEAR SIR:—Some time since I received a communication from you enclosing a copy of a proposed ordinance authorizing the Philadelphia Belt Line Railroad Company to construct its main line and branches, to authorize changes and revision in the lines and grades of certain streets, the location of a new street and entering of security.

In this communication, you ask whether or not, in my opinion, the bill is so framed as to fully protect the interests of the City, and is so worded that the City can enforce any and all conditions which it now contains, or which may be inserted or added prior to its passage?

Second. Whether, in my judgment, the provisions of the bill are such as will require the Belt Line Railroad Company to be at all times hereafter open to all railroad companies desiring to use or avail themselves of the privileges thereunder.

Third. Whether the bill is so worded as to fully guarantee and provide against a combination or monopoly obtaining control of the road and its franchises in a way that the latter could violate the provisions of the bill relating to the subject.

Fourth. Whether, in my judgment, it will be better for the interests of the City that a bond should be given by the said Belt Line Railroad Company prior to the passage of the bill, pledging the said company to carry out the provisions of the bill as submitted, or as it may be agreed to prior to its passage.

A short time after the receipt of this communication enclosing this ordinance, I received another letter from you in which you ask whether or not it is possible to devise and frame a plan whereby the stock and bonds of the Philadelphia Belt Line Railroad Company can be so tied up as to leave the voting power in the hands of such persons as may be designated by the commercial, maritime and business bodies, so as to insure the future management of the road in the interests of the City alone, so that no other one or two or more companies may be able to obtain control to the exclusion of others.

All these question can be best answered by giving herewith a copy of a letter addressed by me on the 22d of March, 1890, to George S. Graham Esq., counsel for the Belt Line Railroad Company, which I follow with a copy of a letter, dated June 19, 1890, from George S. Graham and John G. Johnson, Esquires, counsel for the said Belt Line Railroad Company.

It will be seen in the letter of June 19, sent by counsel for the Belt Line Railroad Company, in answer to my communication of March 22, that they agree to every suggestion I have made in relation to the matter, and further state that they are instructed by the officials and stockholders of the Belt Line Railroad Company to agree to everything that may be suggested, with the end in view of preventing the company from becoming a monopoly.

The only question left open is that concerning the future condition of the road in case it becomes insolvent. In order to provide against this emergency, I suggested that the charter be amended, the proposed amendment being set out at length in my communication of March 22, 1890. To this the counsel for the company replied that they knew of no method by which the charter could be amended, unless it be by an Act of Assembly as a supplement to the original Act creating the corporation; and having carefully examined into this question, I am unable at this time to suggest any plan by which the said amendment can be made, except by the passage of an Act of Assembly.

If no amendment can be made, and the company refuse to seek the assistance of an Act of Assembly, then I can only add that I have suggested everything that occurs to me that will protect the City in this important matter. That being so, the question is one entirely for the consideration of Councils.

I am, with much respect, yours very truly,

CHAS. F. WARWICK,

City Solicitor.

Copy of this letter attached to letter to Thomas M. Hammett, Esq., September 30, 1890.

LAW DEPARTMENT.

Philadelphia, March 22, 1890.

GEORGE S. GRAHAM, Esq.,

DEAR SIR:—A short time since, as you know, I received a communication from Thomas M. Hammett, Chairman of the Committee on Railroads, enclosing a copy of a proposed ordinance authorizing the Philadelphia Belt Line Railroad Company to construct its main line and branches, to authorize changes and revision in the lines and grades of certain streets, the location of a new street, and entering of security.

In this communication to me, he asked whether or not, in my opinion, the bill is so framed as to fully protect the interests of the City, and is so worded that the City can enforce any

and all the conditions which it now contains, or which may be inserted or added prior to its passage; and, second, whether, in my judgment, the provisions of the bill are such as will require the Belt Line road to be at all times hereafter open to all railroad companies desiring to use or avail themselves of the privileges thereunder; and, third, whether the bill is so worded as to fully guarantee and provide against a combination or monopoly obtaining control of the road and its franchises in a way that the latter could violate the provisions of the bill relating to the subject; and, fourth, whether, in my judgment, it would be better for the interests of the City that a bond should be given by said Belt Line Railroad Company prior to the passage of the bill pledging the said Company to carry out the provisions of the bill as submitted, or as it may be agreed to prior to its passage. Subsequently I received from Mr. Hammett another letter asking me whether or not it is possible to devise and frame a plan whereby the stock and bonds of the Philadelphia Belt Line Railroad Company can be so tied up as to leave the voting power in the hands of such persons as may be designated by the commercial, maritime and business bodies, so as to insure the future management of the road in the interests of the City alone, so that no other one or two or more companies may be able to obtain control to the exclusion of others.

You will see that the whole matter of devising or suggesting a plan that will forever protect the City against the burden of a monopoly has been cast upon me, and I have given the subject considerable care and thought.

I have examined a copy of the proposed agreement between Francis B. Reeves, Chas. H. Cramp, Wm. M. Singerly, *et al*, officers, directors and stockholders of a certain corporation duly incorporated under the laws of Pennsylvania, and called the Philadelphia Belt Line Railroad Company, parties of the first part, and the Board of Trade of Philadelphia, the Commercial Exchange, and the Manufacturers' Club of Philadelphia, parties hereto of the second part, and Temporary Trustees, The Girard Life Insurance Annuity and Trust Company of Philadelphia, Permanent Trustee, and Francis B. Reeves, Trustee for the stockholders, parties hereto of the third part.

After a careful examination of the provisions of the agreement, I am of the opinion that if it is carried out in good faith it will fully protect the City from the burden of a monopoly.

There is one feature, however, about the agreement to which I must offer an objection. It will be observed that the directors are to be chosen by the voting trustees from the stockholders, and so long as these stockholders have the interest of the City at heart, there can be no question but that the City would be protected, and that the road would be operated without favoritism and discrimination; but if at any time the stock should be bought up subject to the trust and controlled by those who are identified with other corporations, or with one corporation, the board of direction could manage the road in the interests of that corporation with which they were identified, and whose interests they desired especially to serve. This is a question, however, to be provided against in the future, and at present is not even to be considered as the slightest danger because of the integrity and honesty of those who petition for permission to build the road; but I am called upon by my client to devise means that will at all times in the future protect the City from a monopoly, and I must object to the retention of the five shares of stock in the hands of each stockholder as provided for in the agreement. I think that all the stock should be held by the trust, and I do not see how the Board of Directors and stockholders having their trust held in this way could be prevented from voting upon questions relating to the management of the road.

There is one point in the matter about which I have considerable doubt, and that relates to the question of insolvency of the road, for if, in the future, the road should ever become insolvent, and the franchises and property of the road should be bought by others than those who at present form the corporation, this agreement would absolutely fail of its purpose, and the new corporation falling into possession of the property and franchises of the Belt Line Railroad Company would in nowise be bound by any agreement that could be made at this time.

To protect the City against such a contingency I am able to see my way clear in advising that the charter be amended, and with this purpose in view I suggest that the following amendment be made to the charter of the said railroad company:

"When the said The Philadelphia Belt Line Railroad Company shall be wholly completed, and each part thereof, as rapidly as it shall be constructed, shall be open to the use of all railroad companies which shall enter, pass over, or run

through the City of Philadelphia over the said tracks of the said The Philadelphia Belt Line Railroad Company, and the said railroad companies which shall use or desire to use the said tracks of the said The Philadelphia Belt Line Railroad Company, shall be compelled to execute a proper and satisfactory agreement with the said The Philadelphia Belt Line Railroad Company, to comply with all reasonable rules and regulations, which rules and regulations shall apply to all, without discrimination or favoritism. That the dividends are to be limited to 6 per cent. per annum on the amount of the stock actually paid in; the rights of charges shall be limited to the actual cost and expenses of operating the road, together with cost and expenses of maintenance of roadway, rolling stock, appurtenances, fixed charges, interest on indebtedness and sinking fund instalments, to the end that, by wise and economical management, the terminal railroad facilities in Philadelphia may be increased, and the charges reduced to a minimum."

If such an agreement as that referred to above, subject to the changes suggested by me, shall be entered into, and the charter be amended in form as above, I am of opinion that then everything will have been done, so far as I can see, that will prevent the said The Philadelphia Belt Line Railroad Company from ever becoming a monopoly, and exercising its rights and power in discriminating against one railroad company or all railroad companies, in the interest of one corporation.

Yours very truly,

[Signed,]

CHAS. F. WARWICK,

City Solicitor.

Copy of this letter attached to letter to Thomas M. Hammett, Esq., September 30, 1890.

Philadelphia, June 19, 1890.

CHARLES F. WARWICK, Esq.

DEAR SIR:—After our numerous interviews concerning the subject of your letter of March 22, 1890, we desire to place the conclusions reached by us before you in a formal way.

We agree to your suggestion concerning the stock and will have it all placed in trust. We also agree to election of directors not stockholders, to cover your objection.

The officers and stockholders of the Belt Line Railroad have instructed us to agree to everything you may suggest, with the end in view of preventing this company from being made a monopoly, and of securing its management in the interests of the commerce of Philadelphia and free from the control or interference of any single interest.

With these instructions we stand ready and do fully assent to the amendment of the charter. But a legal difficulty arises which may not have occurred to you. Can the charter be amended? We are of opinion that there is no method by which this can be done. If, however, you can point out or indicate a mode we will be happy to adopt it, and place your suggested amendment in our charter.

We fear, while this amendment has been suggested by those whose motives are honest, that there may be behind them others, with whom this suggestion has originated, who are in no sense friendly to this scheme. Some one that knew that no such amendment could be made, might readily suggest it, and then pretentiously clamor for its adoption, tendering in such event their support. It may be suggested that we take out a new charter; but this cannot be considered for a single moment. Our present charter secures us rights which we must maintain, and we cannot abandon it and take out a new one, without at the same time losing advantages which could never be recovered again.

Believe us, those whom we represent are as anxious to protect the City and the commercial interests of Philadelphia as any one can possibly be, and therefore stand ready at any time to meet you and adopt any suggestion you may be pleased to make that will not affect the financial side of the question and will secure the ends already indicated.

Awaiting a reply, we are

Yours truly,

GEORGE S. GRAHAM,
JOHN G. JOHNSON.

LAW DEPARTMENT.

*Philadelphia, September 30, 1890.**In re measurement for paving driveways across footways.*

GEN. LOUIS WAGNER,

Director of Department of Public Works.

DEAR SIR:—In answer to your letter of the 30th ult., I have to say that the specifications attached thereto appear not to provide for other than ordinary sidewalk paving. I know of no custom of the trade which justifies such an interpretation of the words “per square yard, 80 cents,” when applied to paving with bricks set on edge, as to mean *one* square yard of surface measurement.

I do not think, however, that even if there were such a custom of the trade it would prevail against the agreement as provided for in the specifications.

In order to reach a proper solution of this matter I think it would be best to have it provided for by ordinance.

Yours very respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 2, 1890.

THOMAS M. HAMMETT, ESQ.,

Chairman Committee on Railroads.

DEAR SIR:—I am in receipt of your communication of September 25, 1890, in which you state that you are directed by the Committee on Railroads to ask my opinion on the following points with reference to the accompanying ordinance of the Germantown Passenger Railway Company:

1. “Have they the right under the amended charter of April 3, 1872 (P. L., 761), to occupy Twenty-second street?”

2. “Have they the right to go half way around the cemetery mentioned, and return by double track?”

The Act of April 3, 1872, *Provides*: "That the Germantown Passenger Railway Company of Philadelphia be authorized to continue and extend their track at any time hereafter commencing at their present track on Seventh street or Germantown Avenue; thence westward along Susquehanna Avenue to Thirty-third street; thence southward along Thirty-third street to Norris street; thence eastward along Norris street to connect with their track at Seventh street or Germantown avenue, with privilege to connect at *Twenty-first street*, and to extend along any convenient streets necessary to make the circuit around Odd Fellows', American Mechanics', Glenwood and Monument Cemeteries."

It will be seen by this Act that authority is given to the Company to connect at Twenty-first street, and there is no special authority given for the occupation of Twenty-second street; but perhaps Councils could give permission for the occupation of that street if it were necessary to enable the Company to make the circuit around the cemeteries above referred to.

In a careful examination of the Act, I find no authority for the Passenger Railway Company to extend their tracks except for the purpose of making the *circuit around* the said cemeteries, and I cannot see how the Act gives permission to occupy half the route, and then return by means of a double track.

Yours very respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 6, 1890.

JAMES A. FREEMAN, Esq.,

Chairman Sub-Committee of Electrical Committee.

DEAR SIR:—Silas W. Pettit, Esq., as counsel for the Western Union Telegraph Company, has referred to me an ordinance entitled "An Ordinance granting permission to the Western Union Telegraph Company to open streets, lay and maintain underground conduits and cables, construct man-holes, and make office connections," which was referred to the Electrical Committee, together with a letter from the Board of Highway Supervisors, dated June 12, 1890, addressed to

the Presidents and Members of Select and Common Councils, stating that the Board of Highway Supervisors, at its meeting on that day, considered the application of the Western Union Telegraph Company, "for permission to lay conduits in certain streets, and have formulated the accompanying ordinance in connection therewith, and ask its reference to the Electrical Committee."

Mr. Pettit states, in his letter, that the Western Union Telegraph Company objects to giving the bond in the form required by the ordinance enclosed, as prepared and submitted by the Board of Highway Supervisors, in respect to so much of it as includes an agreement to abide by the license charges now or hereafter to be imposed by ordinance; and, on behalf of the company, he proposes the erasure of the words "and for," before the words "license charges," in the fifth line from the foot of the first page of the ordinance as drafted, and the interlineation of the words "except as to," in place thereof, and states that your committee desires to know from me whether:

1. You can safely waive the provision contained in the ordinance as proposed, as to license charges without prejudicing the City's rights to impose such charges as she, by law, now has:

2. Whether any alteration in the language of the ordinance as drafted is really needed to protect the Western Union Telegraph Company in its asserted rights; and

3. Whether the interlineation suggested by Mr. Pettit would, if adopted, affect in any way the City's legal rights in the premises.

In answer to the first proposition, I would say, that the provision contained in the ordinance, as to license charges, might be made without prejudicing the City's legal rights to impose such charges as she now, by law, has imposed.

In answer to the second proposition, I do not care to express any opinion, as that is a matter for the Western Union Telegraph Company itself and its counsel.

In answer to the third proposition, I would say that, in my judgment, the interlineation suggested does affect the City's legal rights in the premises, because the words contained in the ordinance, in reference to the license charges, are an agreement, or covenant, to pay these charges; and, I think, the company could be compelled to pay the charges if they accept the privileges conferred by the ordinance.

There has been considerable litigation between the City of Philadelphia and the Western Union Telegraph Company in reference to the license charges imposed by ordinances of Councils. George Tucker Bispham, Esq., to whom the matter was referred, decided that the charges imposed by the ordinance were excessive and illegal. His report, however, was set aside by the Court of Common Pleas No. 2 and judgment was given against the Telegraph Company, the license charges having been sustained by that court as proper and reasonable.

Upon appeal by the Western Union Telegraph Company to the Supreme Court of Pennsylvania, the decision of the Court of Common Pleas No. 2 was sustained, and, therefore, the highest Court of this Commonwealth has decided that the license charges imposed by the ordinance of Councils are legal and reasonable.

Suit was brought to recover the amount of the license charges against the Western Union Telegraph Company, and the case was begun in the said court, but was removed by the Western Union Telegraph Company to the United States Courts, where a trial was had and a verdict recovered for the amount of the charges due; but, upon motion for a new trial, Judge Butler, of the U. S. District Court, set aside the verdict on the ground that the license charges imposed by the ordinance of Councils were unreasonable, thus differing from the Court of Common Pleas No. 2 and the Supreme Court in his decision.

It is a question of expediency for Councils and the Western Union Telegraph Company to determine whether it is worth while to insist upon the payment of these license charges, by the Western Union Telegraph Company, before granting the privileges set forth in the ordinance referred to me.

In conclusion, I would say that, in my opinion, the ordinance submitted is legal in form, and that the elimination of the words, as suggested by Mr. Pettit, would absolve the Western Union Telegraph Company from any apparent agreement on their part to pay the license charges, which have been a matter of continuous litigation between the City of Philadelphia and that company.

Yours very respectfully,
CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 8, 1890.

GEORGE WHARTON, ESQ.,

Secretary Bureau of Building Inspectors.

DEAR SIR:—In reply to your inquiry as to whether J. Robinson Applegate is entitled to a permit to erect on premises 802 Vine street a two-story brick building for manufacturing purposes, the lot being nineteen feet front on Vine street by 100 feet deep to Haviland Place, a twelve-feet wide alley in the rear, without receding from Haviland Place, so as to make it of the width of twenty feet, as required by Act of 1855, my opinion is as follows:

The Act of April 21, 1855, provides in Section 6, "That no new dwelling house, or other building within said City, shall front upon any street, alley, or court which shall be of less width than twenty feet, or without being made to recede so that such street, alley, or court shall be of that width, etc."

The use of the word "front," in the Act, seems to be conclusive as to the present case, and has thus been judicially interpreted. The purpose of the Act has been defined to be the widening of the narrower street, only when the front of the building was upon it. This was decided in the case of the Guarantee Trust and Safe Deposit Company *vs.* The City of Philadelphia, in 1873 (30 Leg. Int'r, page 240). The Guarantee building fronted on Chestnut street, but had one of its sides on Carpenter alley, fourteen feet five and a half inches wide. It was held that the Act did not require the building to recede because it *fronted* on a street which complied with the Act as to width. This was followed and approved by the Court in *City vs. Newman*, on March 13, 1883 (13 W. N. C., p. 11).

In the case of *Ridgway vs. City*, 1 W. N. C., page 143, a warehouse to be built fronting on two streets, and having an alley in the rear, was held not within the Act, and not bound to recede in order to widen the alley.

It seems, therefore, unquestionable that J. Robinson Applegate may build on Vine street, without receding from Haviland Place in the rear, and is therefore entitled to a permit.

The Ordinance of 8th of April, 1890, has no application, as proposed building will front on Vine street.

Yours respectfully,
CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 10, 1890.

M. M. COPPUCK, Esq.,

Secretary Board of Highway Supervisors.

DEAR SIR:—I am in receipt of yours of the 2d inst., asking me whether a permit can be granted by the Board to the Union Passenger Railway Company, for the extension of their tracks on certain streets without the Company first filing in this office the obligation called for by the Ordinance of July 7, 1857.

As the Company's charter subjects them to the Ordinance of July 7, 1857, I am of the opinion that you can grant the permit without the obligation being first filed here.

Yours very truly,
CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 11, 1890.

In rebuildings on Chestnut street, west of Albion.

GEN. LOUIS WAGNER,

Director of the Department of Public Works.

DEAR SIR:—Your favor of to-day, enclosing letters from the Chief Engineer and Surveyor, and from District Surveyor W. C. Cranmer, and from John M. Sharp, relative to the erection of houses by the said John M. Sharp, on Chestnut street, west of Albion street, received.

If it be the intention of the said John M. Sharp to build his houses fronting upon Chestnut street, and not upon Albion

street, then he is not required to recede, as the Act of Assembly of April 31, 1855, referred to, only refers to buildings which front upon the street.

If Mr. Sharp intends building houses fronting upon Albion street, running westward, then, if the street is unimproved, as stated by the District Surveyor, he would be required to recede two and a half feet, in order to make the said Albion street twenty-five feet wide, in accordance with the above mentioned Act of Assembly. From the various letters you have sent, it appears that the said Mr. Sharp is about to erect houses fronting upon Chestnut street, and if that be all, then he is not required to widen the said Albion street to twenty-five feet.

Very truly yours,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 15, 1890.

R. C. HERR, ESQ.,

Chairman of Committee on Fire and Health.

DEAR SIR: I have your letter of the 13th instant, inquiring whether or not City Councils may appoint a commission to locate a site for a new municipal hospital, subject, of course, to the action of Councils as to an appropriation for the purchase of ground, etc.

Councils, in my opinion, have the right to appoint a commission to advise them as to the eligibility of a locality, or, in other words, power to appoint a purely advisory commission. They may submit their views in relation to the location of a site for a hospital; but all their actions, of course, will be under the control of Councils.

Yours respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 23, 1890.

THOMAS L. HICKS, ESQ.,

Chairman of Survey Committee.

DEAR SIR:—In answer to your communication dated September 23, 1890, asking my opinion in reference to an ordinance entitled "An Ordinance to authorize and regulate the placing upon the Plans of the City of certain streets of 30 feet in width or under, which were physically opened and wholly or partially built upon previous to the passage of this ordinance, or the Act of Assembly approved April 21st, 1855, fixing the width of streets," I am of opinion that the Mayor is correct in his view, that the ordinance is illegal because it provides that a committee of Councils shall do executive duty, and that the purposes sought to be accomplished should be reached by ordinances naming streets to be put upon the City Plan, and passed from time to time.

My opinion of June 5, 1890, does not touch at all upon this point, but simply decides that the objects to be accomplished by the ordinance are proper, and not inconsistent with any existing legislation.

Yours very respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 25, 1890.

EDWIN PALMER, ESQ.,

Secretary Department of Charities and Correction.

DEAR SIR:—In answer to your letter of the 18th instant, enclosing a blank form of articles and agreement for bidders to use in making proposals for the erection of the additions to the Insane Department at Blockley, I have only to say that I have examined the papers submitted and find them about the same as we use in this Department for public work.

If the contractor is willing to enter into such a binding agreement, and the Board is willing to vest the arbitrary power in the architect, I find nothing in the agreement or specifications that is illegal. I may say, in this connection, that the material men and mechanics cannot file claims nor liens against the City for work and labor done or materials furnished.

In the section which you have marked "A," instead of the word "owner," it would be better, perhaps, to insert "the City, or the party of the second part."

Yours respectfully,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, October 28, 1890.

GEORGE WHARTON, ESQ.,

Secretary Bureau Building Inspectors.

DEAR SIR:—I have received your letter of October 21, stating that the Bureau of Building Inspectors has submitted the following question for my opinion, viz:

"If a party, after (or at time of) erecting a building 12 feet wide and 38 feet deep, upon ground 12 feet wide and 50 feet deep (thus leaving 144 square feet of open space), was to add to said building a bath-room or bay window projecting from the second story of same six feet, would such projection be illegal as infringing upon the aforesaid open space?"

The Act of April 21, 1855, in its sixth section enacts:

"Every new dwelling house shall also have an open space attached to it in the rear or at the side, equal to at least 12 feet square." (Brightly's City Digest, page 162.)

In *Building Inspectors vs. Estate of Heid* (5 County Court, Rep. 529) Court of Common Pleas No. 2, by Judge Mitchell (now of the Supreme Court), held that the manifest purpose of the above statute is to secure adequate light and ventilation even in the most closely built portion of the City, by requiring at least a minimum open space, and that such space was intended to be primarily for that purpose.

In *Eichel vs. Building Inspectors* (17 Phila., 290), Court of Common Pleas No. 4 (by Thayer, P. J.) took the same view

that the Act was intended to prohibit the erection of houses destitute of sunlight and fresh air.

These cases are in accord with the decision of the Supreme Court in *Brice App. 8 Norris, 85*, which adds another purpose of the Act, viz: Protection against fire, and decides that the Act must be so constructed as to give due effect to its wise sanitary provisions.

The facts submitted to me show that the building has no more than the minimum open space of 144 square feet. Any diminution of the space on the ground floor would necessarily be an encroachment. The question is whether a projection over the said space from the upper stories will be likewise an encroachment. The facts submitted show that the projection extends six feet, but the amount of encroachment (if there be one) is immaterial, as the terms of the Act are absolute, and no discretion is permitted to the Building Inspectors in enforcing it. If the owner may project any portion of his building in the upper stories for one foot, he may likewise project it over the entire space, thus defeating the intention of the Act, as above expressed, that light and air shall be furnished to each house. It is also to be observed that the space is required to be "open," which, being opposed to "closed or shut," can only mean that the space is to be entirely open to the sky. I am of opinion that the Act requires the minimum space of "12 feet square" to be open and free from encroachments from the surface of the soil up to the sky, and accordingly answer, that the projection referred to in the question submitted is illegal, as infringing upon the open space.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, Nov. 3, 1890.

GEORGE WHARTON, ESQ.,

Secretary, Bureau of Building Inspectors.

DEAR SIR:—I have yours of the 25th ult., stating the following facts and requesting my opinion thereon: "A party erected a building to be used as a dwelling on the southwest corner

of Eleventh and Jefferson streets, at that time using such portion of ground as allowed open space as required by law. In 1885 it was used as a laundry, and on supposition, in accord with application made, that it was not made use of for a dwelling any longer, a permit was issued permitting the erection of an addition to same, by which all of said ground, including the open space previously referred to, was built upon. The owner of said premises now desires to make such interior alterations as will change it from being a laundry to a store and dwelling. The question we desire a reply to is, *To comply with the law relating to open space, is it not necessary, in order to make use of it as a store and dwelling, that a portion of said building as now standing be taken down so as to allow 144 square feet of open space to exist?*"

The Act of 21st April, 1855, Section 6, provides: "Every new dwelling house shall also have an open space attached to it in the rear or at the side equal to at least 12 feet square." Brightley's City Digest, page 162.

The owner, in order to make such interior alterations as will change it from a laundry to a store and dwelling house, must provide the minimum yard space or 12 feet square of open space as required by the Act; and if the plan submitted to your Bureau fails to show that he proposes to do so, I would decline to issue the permit until the law is complied with.

The terms of the Act are mandatory, and you are without discretion in the matter. Every dwelling house erected since the passage of the Act must possess the 12 feet square of open space, and builders ought to understand by this time that its wise provisions for health, light and ventilation and protection against fire, cannot be avoided by changing the dwelling into a laundry built upon the open space and then back again to a dwelling, without restoring the 12 feet square of open space required by the Act.

Yours respectfully,

CHAS F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, November 14, 1890.

MR. M. M. COPPUCK,

Secretary Board of Highway Supervisors.

DEAR SIR:—In answer to your communication of the 28th ult., relating to the Citizens' Passenger Railway Company, and asking me to advise you whether the permit asked for by the said company to lay curves and tracks on certain streets, can be granted without the company filing in this office the obligation called for by the Ordinance of July 7, 1857, I have only to say that, after a careful search, I find no such obligation on file in this office; but, if the company will certify to you, from their minutes, that such an obligation was filed, I think that permission then can be given to them to do what they desire.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, November 15, 1890.

JAMES A. FREEMAN, ESQ.,

DEAR SIR:—Mr. Graham, representing the Belt Line, sent to me a short time since a proposed amendment to the pending Belt Line Ordinance, which is numbered Section 13, and which reads:

“That before exercising any of the rights or privileges herein or hereby granted, the Philadelphia Belt Line Railroad Company, the officers, directors and all the shareholders thereof, shall execute, to the satisfaction of the Mayor and City Solicitor, an agreement providing for the creation of a voting trust for all the stock of the said railroad company, also an agreement providing for a gift of fifty-one per cent. of the

stock of said railroad to such corporations and persons as may be legally competent to act thereunder, to the end that the said railroad may be forever maintained for the common use of all railroads, upon equal terms, without discrimination."

I see no objection to add the said section to the pending bill, and am of the opinion that the above section would better enable the City to accomplish the object sought.

Yours respectfully,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, November 25, 1890.

F. M. HARRIS, ESQ.,

Chairman Sub-Committee on Railroads.

DEAR SIR:—In answer to your communication of the 11th instant, asking me whether there is an Act of Assembly in force in this state which requires or compels steam railways to blow whistles on locomotives when approaching all street crossings," I desire to say that, after a careful search, I have found no such Act of Assembly.

Yours respectfully,

CHAS. F. WARWICK,
City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 4, 1890.

JOHN ECKSTEIN, ESQ.,

Secretary of Committee.

DEAR SIR:—In answer to your communication of the 3d instant, enclosing a letter from the Zoological Society of

Philadelphia requesting Councils to make an appropriation for the purchase of animals, I must say that, although the object be a worthy one, that you cannot make the appropriation asked for, inasmuch as it is not for a municipal purpose.

Yours respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 8, 1890.

W. D. KINSLER, Esq.,

President 22d Sectional School Board, Germantown, Philadelphia.

DEAR SIR:—In answer to your communication of October 29, in relation to the case of Rev. C. J. Hirzel, a member of the School Board, Twenty-second Section, who resigned in June last, I answer as follows:

As I understand the facts, in February last, while serving a term as School Director, Mr. Hirzel was re-elected for a term beginning the first Monday of January, 1891. After his election in February last, and while serving in the old term, he resigned in June of this year, and the Board, as they had a right to do, elected his successor for the unexpired term, which is to end on the first Monday of January, 1891.

Inasmuch as Mr. Hirzel has never entered upon the term to which he was elected in February last, the Act of 1887 does not apply, and an election in February next must be held to fill the term. This leaves, of course, an interregnum from the first Monday of January, when Mr. Hirzel would have qualified, and the date when the Director chosen in February next will qualify, and this period can be filled by the Board.

The Act to which I refer above, and which was approved on the 5th day of May, 1887, provides:

“That vacancies in any Board of School Directors, in cities of the first class, shall be filled by the remaining members of such Board, who shall choose a duly qualified person

to fill the vacancy for the remainder of the unexpired term of the person whose death, resignation, removal, or neglect of duty, under existing laws, caused such vacancy."

It will be seen by this Act that the Board is authorized to fill vacancies in case death, resignation, removal, or neglect of duty, while the Director is in the term exercising the functions of his office.

Inasmuch as Mr. Hirzel never has entered upon the term for which he was elected in February last, that term has never begun, and, so far as he is concerned, there is no vacancy in the same.

Yours respectfully,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 23, 1890.

HENRY W. ROBERTSON, ESQ.,

Ass't Clerk Select Council.

DEAR SIR:—I received your communication enclosing copy of resolution of November 6, entitled "Resolution of request to the City Solicitor relative to the resolution entitled 'Resolution of request to the Department of Public Works, relative to macadam pavements on certain streets.'"

In answer thereto, I would say that, whenever the macadam pavement was put down without expense to the property owners in the first instance, as a temporary pavement, a permanent pavement can subsequently be laid at their expense. Where the macadam was paid for by the property owners, the question is not so clear.

It would be desirable, I think, however, to test this latter question. In either case, the ordinance should expressly state that the cost was to be charged to the property owners.

I am, with respect, yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 24, 1890.

THOMAS MEEHAN, Esq.,

Common Councilman, Twenty-second Ward, Phila.

DEAR SIR:—In my opinion, it would be practicable to draw an agreement in such form as to enable the City to recover upon municipal liens against signing property owners, for water-pipe frontage, though upon a private street.

The considerations of policy touching the question whether the City should thus expend money upon streets which never can become regular highways of the City, is one belonging more properly to you than to me.

I would call your attention, also, to an ordinance passed about April of this year restricting the construction of public improvements upon private streets.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 30, 1890.

WILLIAM H. FORD, Esq.,

President Board of Health.

DEAR SIR:—Your communication of the 16th inst., in reference to the sale of old furniture, duly received. You desire to know whether the Board of Health has the right to send it to auction, and sell it for the benefit of the City.

On January 5, 1870, Councils passed a resolution, reading as follows: "All leases or sales of the property of the City shall be made at public auction, to the highest and best bidder, after due advertisement in at least five daily newspapers of the City, for at least two weeks previous to the day of sale: *Provided*, That the officer having charge of the sale of any

property belonging to the City shall cause to be inserted in the advertisement of the sale that the City reserves the right to reject any bid not deemed satisfactory, and for the best interests of the City."

This resolution, undoubtedly, will apply to your case, and I advise you to follow the procedure prescribed in said resolution.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.

LAW DEPARTMENT.

Philadelphia, December 30, 1890.

SAMUEL M. CLEMENT, ESQ.,

Magistrate Court No. 9.

DEAR SIR:—I am in receipt of your communication of the 24th inst., asking my opinion as to whether or not under the Act of May 21, 1885, you should return to the City Treasury the full fine imposed under that Act for the violation of its provisions.

In answer, I reply as follows: Section 3 of the Act of May 21, 1885, P. L., 23, reads: "Every person, company, firm or corporate body, who shall manufacture, sell or offer or expose for sale, * * * * any substance, the manufacture and sale of which is prohibited by the first section of this Act, shall, for every such offense, forfeit and pay the sum of one hundred dollars, which shall be recoverable with costs by any person suing in the name of the Commonwealth, as debts of like amount are by law recoverable; one-half of which sum, when so recovered, shall be paid to the proper county treasurer for the use of the county in which suit is brought, and the other half to the person or persons at whose instance such a suit shall or may be commenced and prosecuted to recovery."

It will be seen by this section that one-half of the fine, when so recovered, shall be paid to the proper county treas-

urer for the use of the county. That is all the county is entitled to. The rest of the fine goes to the informer, or the one who institutes the suit.

Under this provision, I am of opinion that it is a full compliance with the Act when that amount, which the county is entitled to is given into the hands of her treasurer.

The Act of June 1, 1881, P. L., 36, provides that the magistrates shall pay over to the City Treasurer, within five days after the first Monday of every month, all costs of suits, fees, fines, penalties and other sums of money."

This Act is not in conflict with the Act of 1885, above quoted, inasmuch as there is a complete compliance with the law by paying those fines which the county is entitled to into the county treasury.

Yours very truly,

CHAS. F. WARWICK,

City Solicitor.



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